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ORIGINAL

MOTION

[Municipal Railway Budgetary Reserve]

DIRECTING THE CONTROLLER TO PLACE IN A RESERVED FUND THE AMOUNT OF $6,000,000 OF CITY GENERAL FUNDS TO BE CONSIDERED FOR POSSIBLE USE TO ASSIST THE MUNICIPAL RAILWAY IN MEETING ITS BUDGETARY NEEDS FOR FISCAL YEAR 1993-1994.

WHEREAS, The City and County of San Francisco is in the process of adjusting its Municipal Railway fares for the remainder of fiscal year 1993-94; and

WHEREAS, The Municipal Railway may need an additional appropriation in an amount of up to $6,000,000 to assist the Municipal Railway in meeting its budgetary needs for fiscal year 1993-1994, depending upon the impact that the adjusted fares may have upon the revenues of the Municipal Railway; now, therefore, be it

MOVED, That the Board of Supervisors directs the Controller to place in a reserved fund the amount of $6,000,000 of City general funds to be considered for possible use to assist the Municipal Railway in meeting its budgetary needs for fiscal year 1993-1994.

Supervisors Hsieh, Migden, Alioto

Adopted - Board of Supervisors, San Francisco January 3, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Migden Shelley

Absent: Supervisor Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
7-93-16.4

BOARD OF SUPERVISORS

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File No. 30-94-1

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

BOARD of SUPERVISORS
Supervisor Alioto

Adopted - Board of Supervisors, San Francisco January 3, 1994

Ayes: Supervisors Alioto Hsieh Kaufman Kennedy Migden Shelley

Absent: Supervisors Bierman Conroy Hallinan Leal Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1

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FILE NO. 59-93-2.2

MOTION

[Parcel Map]
DISAPPROVING DECISION OF THE DIRECTOR OF PUBLIC WORKS, DISAPPROVING PARCEL MAP OF PROPOSED 4-UNIT CONDOMINIUM CONVERSION OF LOT 18, IN ASSESSOR'S BLOCK 775 OF PROPERTY LOCATED AT 924-930 PIERCE STREET.

MOVED, That the decision of the Director of Department of Public Works, dated December 16, 1993, disapproving a Parcel Map of the 4-unit condominium conversion of Lot 18, in Assessor's Block 775 of property at a location described as follows:

924-930 Pierce Streets, between Golden Gate Avenue and McAllister Street; Lot 18 in Assessor's Block 775 in an RM-1 (Residential, Mixed); Low Density District,

be and the same is hereby disapproved.

1457j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 10, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
59-93-2.2

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FILE NO. 59-93-2.3

M O T I O N

[Parcel Map]
DIRECTING THE CLERK OF THE BOARD TO PREPARE FINDINGS RELATING TO PARCEL MAP OF PROPOSED 4-UNIT CONDOMINIUM CONVERSION OF LOT 18, IN ASSESSOR'S BLOCK 775 OF PROPERTY LOCATED AT 924-930 PIERCE STREET, FOR CONSIDERATION BY THE BOARD AT ITS NEXT MEETING.

MOVED, That the Clerk of the Board be and he is hereby directed to prepare findings relating to the Parcel Map of proposed 4-Unit Condominium Conversion Lot 18 in Assessor's Block 775, property located at 924-930 Pierce Street, for consideration by the Board at its next meeting.

1457j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 10, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
59-93-2.3

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FILE NO. 59-93-2.4

MOTION

[Parcel Map Findings -- 924-930 Pierce Street]

ADOPTING FINDINGS IN SUPPORT OF THE DECISION OF THE BOARD OF SUPERVISORS TO DISAPPROVE THE DECISION OF THE DIRECTOR OF PUBLIC WORKS, WHO DISAPPROVED THE GRANTING OF A PARCEL MAP OF ASSESSOR'S BLOCK 775, LOT 18, A PROPOSED 4-UNIT CONDOMINIUM CONVERSION AT 924-930 PIERCE STREET BETWEEN GOLDEN GATE AVENUE AND MCALLISTER STREET, MAKING PROP M FINDINGS, AND GRANTING TO THE APPLICANTS A PARCEL MAP FOR THIS PARCEL.

E. J. Yurkov, James Reinhart, and Peter Lynch submitted to the Director of Public Works a parcel map for a proposed 4-unit condominium subdivision of residential property at 924-930 Pierce Street, referred to as Assessor's Block 775, Lot 18, located between Golden Gate Avenue and McAllister Street. In December of 1993 the Director of Public Works informed the applicants that the proposed parcel map had been disapproved. Within the time period permitted by law Peter Lynch and other appellants appealed this decision of the Director of Public Works to the Board of Supervisors.

The hearing on the appeal of the denial of the parcel map was regularly scheduled for January 10, 1994. Notice of the scheduled hearing was properly made. The hearing was conducted at the January 10, 1994 meeting of the Board of Supervisors.

In reviewing the appeal of the denial of a parcel map the Board of Supervisors of the City and County of San Francisco reviewed and considered the written record before the Board of

Supervisors and all of the public comments made in support of and opposed to the appeal.

NOW, THEREFORE, BE IT MOVED, That the Board of Supervisors of the City and County of San Francisco hereby finds that the disapproval of the parcel map by the Director of Public Works was based on the Director's conclusion that the approval of the parcel map would constitute a technical violation of the City's Subdivision laws, and the Board of Supervisors finds that the approval of the parcel map would not constitute a violation of the City's laws. The Board further finds that even if the approval would constitute a technical violation, the denial would cause an unnecessary hardship upon the applicants. In addition, the approval of the parcel map is consistent with the condominium and housing policies of the City and County of San Francisco.

FURTHER MOVED, That the Board of Supervisors specifically adopts as its own, and incorporates by reference herein as though fully set forth, the findings made by the City Planning Department in its communication to the Director of Public Works that the proposed parcel map complies with applicable provisions of the City Planning Code, and that, on balance, the subdivision is consistent with the Master Plan and the Priority Policies of Planning Code Section 101.1, based on the findings attached by the Planning Department.

FURTHER MOVED, That this Board, after carefully balancing the competing public and private interests, hereby disapproves the

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decision of the Director of Public Works, who disapproved the granting of a parcel map of Assessor's Block 775, Lot 18, a proposed 4-unit condominium conversion at 924-930 Pierce Street between Golden Gate Avenue and McAllister Street, and hereby grants to the applicants a parcel map for this parcel.

Adopted - Board of Supervisors, San Francisco January 18, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
59-93-2.4

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto, Bierman

BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco January 18, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kennedy Leal Migden Shelley

Absent: Supervisors Conroy Kaufman Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.1

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FILE NO. 58-94-1

MOTION

APPROVING FINAL MAP OF 940 NATOMA STREET, A LIVE-WORK CONDOMINIUM, BEING A RESUBDIVISION OF LOT 32 IN ASSESSOR'S BLOCK 3510, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map Of 940 Natoma Street, A Condominium Project, being a resubdivision of Lot 32, portion of Assessor's Block No.3510", comprising 2 sheets, approved the 22nd day of December, 1993 by Department of Public Works Order No. 164,602, be and the same is hereby approved and adopted as the official map of 940 Natoma Street, an 8-unit live-work condominiums.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated August 18, 1993, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVE, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 24, 1994

Ayes: Supervisors Alioto Bierman Hsieh Kaufman Kennedy Leal Shelley

Absent: Supervisors Conroy Hallinan Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-1

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FILE NO. 165-94-1

MOTION

[BUDGET ANALYST]

DIRECTING THE BUDGET ANALYST TO REPORT ON THE FISCAL IMPACT TO THE CITY AND COUNTY OF SAN FRANCISCO OF HETCH HETCHY GENERATING ELECTRICITY TO THE PRESIDIO OF SAN FRANCISCO.

BE IT MOVED, That the Board of Supervisors hereby directs the Budget Analyst to report on the fiscal impact to the City and County of San Francisco of Hetch Hetchy generating electricty to the Presidio of San Francisco.

SUPERVISOR ANGELA ALIOTO, BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 24, 1994

Ayes: Supervisors Alioto Bierman Hsieh Kaufman Kennedy Leal Shelley

Absent: Supervisors Conroy Hallinan Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
165-94-1

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FILE NO. 165-94-2

MOTION

[BUDGET ANALYST]

DIRECTING THE BUDGET ANALYST TO REPORT ON THE FISCAL IMPACT TO THE CITY AND COUNTY OF SAN FRANCISCO FOR PROVIDING PUBLIC SERVICES TO THE PRESIDIO OF SAN FRANCISCO.

BE IT MOVED, That the Board of Supervisors hereby directs the Budget Analyst to report on the fiscal impact to the City and County of San Francisco for providing public services to the Presidio of San Francisco.

SUPERVISOR ANGELA ALIOTO, BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 24, 1994

Ayes: Supervisors Alioto Bierman Hsieh Kaufman Kennedy Leal Shelley

Absent: Supervisors Conroy Hallinan Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
165-94-2

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File No. 30-94-1.2

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto

0157b
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 31, 1994

Ayes: Supervisors Alioto Bierman Conroy Kaufman Kennedy Leal Migden

Absent: Supervisors Hallinan Hsieh Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.2

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FILE NO. 54-94-2

MOTION

(Proposition O Meeting)

ORDERING THE MARCH 22, 1994 MEETING OF THE HEALTH, PUBLIC SAFETY AND ENVIRONMENT COMMITTEE OF THE SAN FRANCISCO BOARD OF SUPERVISORS TO BE HELD AT THE ELLA HILL HUTCH COMMUNITY CENTER, 1050 MCALLISTER STREET, AT 6:30 PM.

WHEREAS, In the November 1993 election, the voters of the City and County of San Francisco passed Proposition O, which allowed committee meetings of the San Francisco Board of Supervisors to be held outside of City Hall, if the members of the Board approve the location and the public is given sufficient notice; and

WHEREAS, It serves the interest of the public at large to hold meetings of the Board in neighborhoods, by increasing the participation of interested residents of San Francisco in the political process; and

WHEREAS, Residents of San Francisco's Western Addition neighborhood desire to enter into a dialogue with the members of the Health, Public Safety and Environment Committee of the Board of Supervisors to discuss how the legislative branch of the City and the community members may work together, learn from each other, and

BOARD OF SUPERVISORS SUPERVISOR KEVIN SHELLEY

address the common goal of a safe, healthy neighborhood and City; now, therefore, be it

MOVED, that the San Francisco Board of Supervisors does hereby order that the March 22, 1994 meeting of the Health, Public Safety and Environment Committee of the San Francisco Board of Supervisors be held at the Ella Hill Hutch Community Center, 1050 McAllister Street, at 6:30pm.

BOARD OF SUPERVISORS SUPERVISOR KEVIN SHELLEY

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Adopted - Board of Supervisors, San Francisco February 7, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
54-94-2

FILE NO. 58-94-2

MOTION

APPROVING FINAL MAP OF PORTSIDE, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 24 IN ASSESSOR'S BLOCK 3768, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map Of Portside, A Condominium Project, being a resubdivision of Lot 24, portion of Assessor's Block No. 3768", comprising 10 sheets, approved the 21st day of January, 1994 by Department of Public Works Order No. 164,945, be and the same is hereby approved and adopted as the official map of Portside, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated March 22, 1993, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVE, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

for City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 7, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal

Absent: Supervisors Conroy Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-2

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FILE NO. 58-94-3

MOTION

APPROVING FINAL MAP OF 277-279 CLINTON PARK, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 33 IN ASSESSOR'S BLOCK 3534, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map Of 277-279 Clinton Park, A Condominium Project, being a resubdivision of Lot 33, portion of Assessor's Block No. 3534", comprising 3 sheets, approved the 19th day of January, 1994 by Department of Public Works Order No. 164,887, be and the same is hereby approved and adopted as the official map of 277-279 Clinton Park, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated August 14, 1992, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVE, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

Robert E. Badgley
for City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 7, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal

Absent: Supervisors Conroy Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-3

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File 98-93-2 MOTION

[BUDGET ANALYST-MOU]

AMENDING THE AGREEMENT BETWEEN THE BUDGET ANALYST AND THE BOARD OF SUPERVISORS TO PROVIDE THAT THE BUDGET ANALYST WILL PROVIDE A REPORT TO THE BUDGET COMMITTEE AND TO THE BOARD OF SUPERVISORS ON THE ESTIMATED COST OF EACH PROVISION IN MEMORANDA OF UNDERSTANDING SUBMITTED TO THE BOARD OF SUPERVISORS FOR APPROVAL.

MOVED, That the Board of Supervisors hereby amends its agreement with the Budget Analyst, a joint venture of Stanton W. Jones and Associates/Debra A. Newman/Rodriguez, Perez, Delgado & Company Certified Public Accontants/Harvey M. Rose Accountancy Corporation Certified Public Accountants/Wallace, Mah & Louie Certified Public Accountants, to provide that the Budget Analyst shall provide a report to the Budget Committee and to the Board of Supervisors with a copy of said report to be furnished to the affected employee organization on each provision in memoranda of understanding submitted to the Board of Supervisors, and be it

FURTHER MOVED, That the agreement shall be amended to provide for additional payment to the Budget Analyst during this fiscal year of $9,300, and be it

FURTHER MOVED, That the Clerk of the Board is authorized and directed to take all necessary administrative steps to carry out the intent of this motion.

2/7/94
ejp

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 7, 1994

Ayes: Supervisors Alioto Bierman Conroy Hsieh Kaufman Kennedy Leal Maher Migden

Absent: Supervisors Hallinan Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-93-2

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As amended in committee
February 2, 1994.

FILE NO. 165-93-10

MOTION

DIRECTING THE BUDGET ANALYST TO CONDUCT A COMPREHENSIVE MANAGEMENT AUDIT OF PROGRAMS AFFECTING THE HOMELESS ADMINISTERED BY THE CITY AND COUNTY OF SAN FRANCISCO.

BE IT MOVED, That the Board of Supervisors hereby directs the Budget Analyst to conduct an independent and comprehensive management audit of all programs affecting the homeless administered by the City and County of San Francisco, and that the desire of the Board of Supervisors is that this audit shall be conducted prior to any other pending audits previously authorized by the Board of Supervisors.

mlr
2/2/94

SUPERVISOR ANGELA ALIOTO
SUPERVISOR SUE BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 7, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal Maher Migden

Absent: Supervisors Conroy Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
165-93-10

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File No. 30-94-1.3

ORIGINAL

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco February 14, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Kennedy Leal Migden Shelley

Absent: Supervisors Conroy Hsieh Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John M. Taylor
Clerk

File No.
30-94-1.3

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File No. 30-94-1.4

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco February 28, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Kaufman Kennedy

Absent: Supervisors Hsieh Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.4

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File No. 69-94-2

M O T I O N

[Assessment Appeals]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT TO THE MAYOR A REQUEST FOR A SUPPLEMENTAL APPROPRIATION FOR $101,663 TO STRENGTHEN THE DEPARTMENT OF THE BOARD OF SUPERVISORS IN ITS ABILITY TO HEAR PROPERTY TAX ASSESSMENT APPEALS.

WHEREAS, The number of appeals of Property Tax Assessments filed in late 1993 were more than seven times the average of the previous two years, and

WHEREAS, State Law sets a time limit for the Assessment Appeals Board to act, and provides that if the deadline is not met, the opinion of the taxpayer will prevail, no matter how unreal that opinion is, and

WHEREAS, In order to meet the State imposed deadline, the Board of Supervisors is now considering an ordinance to strength the assessment appeals process by creating an additional assessment appeals board and by providing for hearing officers, and

WHEREAS, Although the cost of this strengthening will cost money, it will be far cheaper to provide these resources than to let the appeals be decided by inaction, now, therefore, be it

MOVED, That the Clerk of the Board of Supervisors is directed to request the Mayor to provide a supplemental appropriation of $101,663 in order to strengthen the ability of the department to hear assessment appeals.

Clerk of the Board
SUPERVISORS ALIOTO, CONROY
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 28, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Maher Migden Shelley

Absent: Supervisor Leal

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
69-94-2

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File No. 30-94-1.5

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco March 14, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Kennedy Leal Migden Shelley

Absent: Supervisors Conroy Hsieh Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.5

DOCUMENTS DEPT.
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File No. 58-94-4

MOTION

APPROVING FINAL MAP OF LAS VILLAS, A SUBDIVISION PROJECT, BEING A RESUBDIVISION OF LOT 8 IN ASSESSOR'S BLOCK 4711, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map Of Las Villas, being a resubdivision of Lot 8, portion of Assessor's Block No. 4711", comprising 4 sheets, approved the 19th day of January, 1994 by Department of Public Works Order No. 164,893, be and the same is hereby approved and adopted as the official map of 28-lot subdivision project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated November 3, 1993, verifying conformity of the project with the Master Plan. The project is not subject to review under the Eight Priority Policies set forth in City Planning Code Section 101.1 because it is in a Redevelopment Area which is subject to a duly adopted redevelopment plan which substantially addresses the subject matter of the Priority Policies and also under the Agreement for Disposition of Land for Private Development for the project site, duly executed pursuant to said plan and the Community Redevelopment Law, specifically address issues related to the proposed subdivision.

BOARD OF SUPERVISORS

FURTHER MOVE, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

DEPOSITORY ITEM
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Adopted - Board of Supervisors, San Francisco March 14, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Kennedy Leal
Migden Shelley

Absent: Supervisors Conroy Hsieh Maher

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-4

File 58-94-5

MOTION

APPROVING FINAL MAP OF 6115 GEARY BOULEVARD, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 42 IN ASSESSOR'S BLOCK 1519, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map Of 6115 Geary Boulevard, A Condominium Project, being a resubdivision of Lot 42, portion of Assessor's Block No. 1519", comprising 4 sheets, approved the 2nd day of February, 1994 by Department of Public Works Order No. 165,091 be and the same is hereby approved and adopted as the official map of 6115 Geary Boulevard , a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated October 13, 1993, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 14, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Kennedy Leal Migden Shelley

Absent: Supervisors Conroy Hsieh Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
58-94-5

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FILE NO. 100-94-5

MOTION

AUTHORIZING AND DIRECTING THE CLERK OF THE BOARD TO FILE WITH THE CONTROLLER THE BUDGET ESTIMATES FOR FISCAL YEAR 1994-1995 FOR THE DEPARTMENT OF THE BOARD OF SUPERVISORS.

MOVED, That the Clerk of the Board of Supervisors be and he is hereby authorized and directed to file with the Controller the work copies of the Budget estimates for the Fiscal Year 1994-1995, for the Department of the Board of Supervisors, which budget estimates are hereby approved as set forth in the file number specified above.

SUPERVISOR ALIOTO

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 14, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Migden

Absent: Supervisors Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
100-94-5

File No. 30-94-1.6

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco March 28, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

Absent: Supervisor Conroy

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
30-94-1.6

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Property of
Bryn Mawr College
Library

File No. 58-94-6

MOTION

APPROVING FINAL MAP OF 1568-1572 UNION STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 15 IN ASSESSOR'S BLOCK 527, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map Of 1568-1572 Union Street, A Condominium Project, being a resubdivision of Lot 15, portion of Assessor's Block No. 527", comprising 4 sheets, approved the 9th day of March, 1994 by Department of Public Works Order No. 165,422 be and the same is hereby approved and adopted as the official map of 1568-1572 Union Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated June 9, 1993, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 4, 1994

Ayes: Supervisors Alioto Bierman Hsieh Kaufman Kennedy Leal Migden

Absent: Supervisors Conroy Hallinan Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
58-94-6

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BIBLIOTECA
SVM LUMSA
VIA M. VALERIA
(ANGOLO VIA DELLA CONCILIAZIONE)

File 219-94-1

[Public Hearing - Eminent Domain]

MOTION

DIRECTING THE BOARD OF SUPERVISORS TO HOLD A PUBLIC HEARING ON April 25, 1994 **AT** 3:00 **P.M. TO CONSIDER ADOPTING A RESOLUTION OF NECESSITY IN CONNECTION WITH A PROPOSAL TO ACQUIRE BY EMINENT DOMAIN LOT 27 IN ASSESSOR'S BLOCK 2336 IN SAN FRANCISCO FOR THE OPEN SPACE PROGRAM.**

WHEREAS, The Recreation and Park Commission has proposed the acquisition of Lot 27 in Assessor's Block 2336 ("the property") by the City and County of San Francisco and such acquisition would be consistent with the Open Space Program as provided by Proposition "E" passed by the electorate in the 1988 general election; and

WHEREAS, Section 1245.235 of the Code of Civil Procedure requires that a public hearing be held by the full Board of Supervisors to make a finding that there is or is not a public interest and necessity for the City and County of San Francisco to acquire the subject property, that the project is planned and located in a manner that will be most compatible with the greatest public good and the least private injury, that the property sought to be acquired is necessary for the project and that the City has made the offer required by California Government Code Section 7267.2 to the owners of record of the property;

IT IS HEREBY MOVED, That it is the intention of this Board of Supervisors to hold a public hearing of the full Board of Supervisors to consider adopting a resolution to acquire the property by eminent domain.

Supervisor Maher
BOARD OF SUPERVISORS

This public hearing is being set in such a manner that a minimum of fifteen (15) days notice shall be given to each person whose name and address appears on the last equalized San Francisco County assessment roll notice for the property to be acquired.

Said public hearing is to be held in accordance with Section 1245.235 of the Code of Civil Procedure and notice is hereby given that on the 25th day of April , 1994, beginning at 3:00 p.m., the Board of Supervisors will hold such public hearing.

At the public hearing, each person whose name and address appears on the last equalized county assessment role notice for the property to be acquired and who has filed a written request to appear within fifteen (15) days after the notice was mailed to them by first class mail may appear and be heard at the public hearing on whether the public interest and necessity require the City and County of San Francisco to acquire the subject property, the project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury, the property sought to be acquired is necessary for the project and the City has made the offer required by California Government Code Section 7267.2 to the owners of record of the property. The procedure requires that the resolution to acquire the property by eminent domain be made by a two-thirds vote of all the members of the Board of Supervisors present or not.

A do pass or not pass vote of the attached Resolution captioned "AUTHORIZING ACQUISITION OF LOT 27 IN ASSESSOR'S BLOCK 2336 BY EMINENT DOMAIN FOR THE OPEN SPACE PROGRAM" is to be made at the close of the public hearing.

LR:\e:\SEDom.Leg

(Real Estate)

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco April 4, 1994

Ayes: Supervisors Alioto Bierman Hsieh Kaufman Kennedy Leal Migden

Absent: Supervisors Conroy Hallinan Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
219-94-1

FILE NO. 320-93-2.1

MOTION

[BALLOT ARGUMENT]

AUTHORIZING AMENDMENT TO PROPONENT'S BALLOT ARGUMENT IN FAVOR OF PROPOSITION C, A CHARTER AMENDMENT CONCERNING LEASE FINANCING OF THE ACQUISITION OF EQUIPMENT, BY CLARIFYING THAT PROPOSITION C WOULD INCREASE THE LIMIT ON THE CITY'S NON-PROFIT LEASING CORPORATION'S DEBT TO $40 MILLION DOLLARS, PLUS 5% PER YEAR.

IT IS HEREBY MOVED, That the Board of Supervisors hereby authorizes an amendment to its ballot argument in favor of Proposition C, a Charter Amendment concerning lease financing of the acquisition of equipment, by adding as a clarification to the first sentence of the last paragraph of the argument that:

"Proposition C would increase the limit on our non-profit leasing corporation's debt to $40 million, plus 5% per year." (new language is underscored)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 4, 1994

Ayes: Supervisors Alioto Bierman Hsieh Kaufman Kennedy Leal Migden

Absent: Supervisors Conroy Hallinan Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
320-93-2.1

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File 39-94-2

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO SAN FRANCISCO UNIFIED SCHOOL DISTRICT SURPLUS REAL PROPERTY.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to San Francisco Unified School District Surplus Real Property during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on each of the recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of April 5, 1994, found that each of the recommendations has been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to Surplus School Real Property to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

Government Efficiency and Labor Committee

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco April 11, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
39-94-2

File 165-94-4

M O T I O N

[Tax Collection]
DIRECTING THE BUDGET ANALYST TO REVIEW TAX COLLECTION OPERATIONS.

WHEREAS, A very significant portion of the revenues of the City and County of San Francisco come through the department charged with the collection of taxes; and

WHEREAS, Because of the great magnitude of the revenues, even small improvements in the operations of that department can result in large increases in revenue; and

WHEREAS, It is, therefore, appropriate for a management consultant or other group experienced in governmental tax collection to review periodically the operations of the tax collection process to ensure periodic improvements occur; and

WHEREAS, Because of the state of the economy, including the fiscal problems of state and local government, it is now especially timely to review the City's tax collection process; and

WHEREAS, The joint venture which serves as budget analyst to the Board of Supervisors has management consultant skills which can be used to review the City's tax collection operations without additional cost to the City; now, therefore, be it

MOVED, That the Board of Supervisors directs the budget analyst to serve as a management consultant to the Board to conduct a review of the City's tax collection operations; and be it

FURTHER MOVED, That the review shall concentrate on what steps might be taken to increase the collection of taxes legally payable and to increase the efficiency with which those collections are made; and be it

SUPERVISORS HSIEH, CONROY

BOARD OF SUPERVISORS

FURTHER MOVED, That the work shall include, but not be limited to, the reviews of:

a. Federal and state tax regulations and local ordinances to determine the most effective way to enforce such regulations and ordinances;
b. Procedures for collecting tax payments (including payroll taxes, gross receipt taxes, property taxes, hotel taxes, rent board taxes, utility user taxes, and other taxes);
c. Procedures for timely deposits of tax receipts for purposes of earning the highest amount of interest income as expeditiously as possible;
d. The assessment of penalties and the collection of delinquent tax payments;
e. The department's organization, management, and staffing;
f. Tax audit functions and delinquency recovery rates;
g. The potential for automated collections and processing of tax payments;
h. Procedures to ensure that new businesses locating in San Francisco, as well as existing businesses, register with the tax collector;
i. Enforcement procedures related to tax collections pertaining to subcontractors of prime contractors who work in the City, to assure registration and payment of business taxes;
j. Enforcement procedures related to tax collections pertaining to out of City and out of State businesses who do business in the City;
k. The adequacy of the department's safekeeping and security procedures of all receipts handled by the department;
l. Potential duplicative auditing functions between the offices charged with tax collection and tax assessment,

and be it

FURTHER MOVED, That the Budget Analyst and the Tax Collector are requested to report periodically to the Budget Committee, at times requested by the Chair of the Committee, on the progress of the review and consultation; and be it

FURTHER MOVED, That the principal consultant and the tax collector are requested to meet periodically with the Clerk of the Board on the progress of the review and consultation; and be it

FURTHER MOVED, That the project shall begin no later than September 1994.

4/11/94
ep

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco April 11, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Migden

Noes: Supervisor Leal

Absent: Supervisors Maher Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
165-94-4

File No. 30-94-1.7

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco April 11, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Kaufman Migden

Absent: Supervisors Hsieh Kennedy Leal Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.7

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File No. 165-94-3

As amended in Board 2/7/94

MOTION

[Police Management Audit]
DIRECTING THE BUDGET ANALYST OF THE BOARD OF SUPERVISORS TO CONDUCT A MANAGEMENT AUDIT OF THE SAN FRANCISCO POLICE DEPARTMENT. ~~AND TO GIVE SUCH AUDIT PRIORITY OVER PENDING REQUESTS FOR MANAGEMENT AUDITS.~~

2/7/94 ejp

WHEREAS, The Board of Supervisors has ordered submitted to the voters a proposed charter amendment which would specify a minimum staffing level for the Police Department, and

WHEREAS, The staffing of the department at the proposed level would require additional funds to be expended for police services, funds which could otherwise be spent for other community needs, and, therefore, it is especially important that the funds appropriated to the police department be spent as effectively as possible, and

WHEREAS, A management audit by the Budget Analyst can help assure that expenditures within the Police Department are made as effectively as possible, ~~and~~

2/7/94 ejp

~~WHEREAS, Pending management audits previously ordered by the Board of Supervisors of the Department of Parking and Traffic, and the Paramedic Division of the Public Health Department, while important, are less important than the management audit of the police department at this time,~~ now, therefore, be it

RESOLVED, That the Budget Analyst is directed to conduct a management audit of the San Francisco Police Department ~~and to give the audit priority over management audits previously directed by the Board of Supervisors.~~

2/7/94 ejp

Supervisor Barbara Kaufman, Maher

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 18, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
165-94-3

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File 165-94-6

MOTION

[Audit of City of San Francisco's Salaries]

DIRECTING THE BUDGET ANALYST OFFICE TO CONDUCT AN AUDIT OF POSITIONS WHOSE BASE SALARIES, PLUS FRINGE BENEFITS, EXCEED $70,000 A YEAR AND ARE NOT COVERED BY COLLECTIVE BARGAINING.

IT IS HEREBY MOVED, That the Board of Supervisors hereby directs the Budget Analyst to conduct an audit of all City of San Francisco positions whose base salaries, plus fringe benefits, exceed $70,000 that are not covered by collective bargaining.

FURTHER MOVED, That the Board of Supervisors directs the Budget Analyst Office to determine the overall appropriateness of the salary for each of the positions, to conduct both a salary comparison between City held positions as well as a comparison with other Bay Area jurisdictions and major California cities and counties.

Supervisor Susan Leal

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 25, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

Absent: Supervisor Conroy

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
165-94-6

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Amendment of the Whole
April 20, 1994.

File No. 69-94-3

MOTION

[CABLE TELEVISION]

DIRECTING THE CLERK OF THE BOARD TO SUBMIT APPROPRIATION ORDINANCE REQUESTS AND TO TAKE OTHER STEPS TO ENABLE THE ENTIRE BALANCE IN THE CABLE TELEVISION ACCESS AND DEVELOPMENT FUND TO BE DISTRIBUTED QUARTERLY FOR PUBLIC, EDUCATIONAL, AND MUNICIPAL ACCESS.

WHEREAS, The franchise granted by the City to Viacom provides Viacom shall pay a franchise fee to the City equal to 5% of Viacom's gross receipts; and

WHEREAS, A portion of the franchise fee equal to 0.2% of the gross receipts (4% of the franchise fee) is placed in the Cable Television Access and Development Fund for public, educational, and municipal access; and

WHEREAS, An unapproriated balance accumulates in that special fund because of conservative budget estimates and because of interest accumulations; and

WHEREAS, It is in the best interests of the people of San Francisco that unappropriated funds not accumulate in the special fund and that when payments are made from the fund they include all the funds available for public, educational, and municipal cable access; now, therefore, be it

MOVED, That the Clerk of the Board of Supervisors is directed to submit appropriation requests and to take other steps to enable the entire balance in the cable television access and development fund to be distributed each January, April, August and October in equal thirds to the three entities with which the City has agreements to provide public, education and municipal access to cable television; and be it

FURTHER MOVED, That the Clerk of the Board of Directors is also directed to submit a supplemental appropriation request so that the current unappropriated balance of $17,272 in the cable television access and development fund and $35,000 anticipated to be received in June may be distributed as soon as possible in equal thirds to the three entities.

SUPERVISORS MIGDEN, ALIOTO, HSIEH, BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 25, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
69-94-3

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File No. 30-94-1.8

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco April 25, 1994

Ayes: Supervisors Alioto Hallinan Hsieh Kaufman Kennedy Leal Shelley

Absent: Supervisors Bierman Conroy Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.8

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File No. 37-94-1.4

MOTION

[Findings]
DIRECTING THE CLERK OF THE BOARD TO PREPARE FINDINGS RELATING TO PROPOSED CONDITIONAL USE APPLICATION NO. 92.397C OF PROPERTY LOCATED AT 1290-1294 POTRERO AVENUE, FOR ACTION BY THE BOARD AT ITS NEXT MEETING.

IT IS HEREBY MOVED, That the Clerk of the Board be and he is hereby directed to prepare findings relating to proposed Conditional Use Application No. 92.397C of property at 1290-1294 Potrero Avenue, for action by the Board at its next meeting.

1550j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 9, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Kennedy Leal Migden Shelley

Absent: Supervisors Conroy Hsieh Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
37-94-1.4

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FILE NO. 37-94-1.1

MOTION

[Environmental Review]
CERTIFYING REVIEW OF FINAL NEGATIVE DECLARATION RELATING TO PROPOSED CONDITIONAL USE OF PROPERTY LOCATED AT 1290-1294 POTRERO AVENUE.

MOVED, That on March 3, 1994 the Department of City Planning adopted and issued a Final Negative Declaration relating to proposed conditional use of property located at 1290-1294 Potrero Avenue, making a finding that the project would have no significant effect on the environment; and, be it

FURTHER MOVED, That this Board of Supervisors certifies that it has reviewed said Final Negative Declaration and adopts as its own the findings of the Department of City Planning.

1550j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 9, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Kennedy Leal Migden Shelley

Absent: Supervisors Conroy Hsieh Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
37-94-1.1

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FILE NO. 37-94-1.2

MOTION

[Zoning Appeal]
APPROVING DECISION OF THE CITY PLANNING COMMISSION BY ITS MOTION No. 13658, APPROVING CONDITIONAL USE APPLICATION NO. 92.397C, OF PROPERTY LOCATED AT 1290-1294 POTRERO AVENUE, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the decision of the City Planning Commission by its Motion No. 13658, dated March 17, 1994, approving Conditional Use Application No. 92.397C, authorizing the establishment of a community facility and childcare center as defined by Sections 290.4(a) and 209.3(f), respectively, of the Planning Code within an RM-3 (Residential Mixed, Medium Density) and a 40-X Height and Bulk District of property described as follows:

1290-1294 Potrero Avenue, west side between 24th and 25th Streets, Lots 5 and 6 in Assessor's Block 4265.

be and the same is approved; and, be it

FURTHER MOVED, That the Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its Motion No. 13658 that the project is consistent with the priority policies of City Planning Code Section 101.1.

1550j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 9, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Kennedy Leal Migden Shelley

Absent: Supervisors Conroy Hsieh Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
37-94-1.2

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File No. 30-94-1.9

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 9, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Kaufman Leal Migden Shelley

Absent: Supervisors Hsieh Kennedy Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
30-94-1.9

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FILE NO. 60-94-10

MOTION

[Election]

CALLING A MUNICIPAL ELECTION AND CONSOLIDATING THE MUNICIPAL ELECTION, SPECIAL BOND ELECTION AND STATEWIDE PRIMARY ELECTION TO BE HELD ON JUNE 7, 1994.

WHEREAS, A statewide primary election is scheduled to be held on June 7, 1994; and

WHEREAS, It is necessary for the City and County of San Francisco to hold a municipal election on June 7, 1994 for the purpose of voting on candidates for municipal office and on proposed charter amendments and other measures to be submitted to the voters; and

WHEREAS, A special election in the City and County of San Francisco for the purpose of voting on a proposal to issue San Francisco Unified School District Improvement Bonds is scheduled to be held on June 7, 1994, said election to be consolidated with the municipal election; and

WHEREAS, This Board of Supervisors believes it to be in the best interests of the public that these three elections be consolidated, as authorized by law; now, therefore, be it

MOVED AND ORDERED, That the Board of Supervisors of the City and County of San Francisco does hereby call a municipal election for the City and County to be conducted on June 7, 1994; and, be it

FURTHER MOVED AND ORDERED, That, pursuant to Section 23301 of the Elections Code of the State of California, the statewide primary

election, the municipal election and the special bond election, described above, to be held on June 7, 1994 in the City and County of San Francisco shall be and hereby are consolidated; and, be it

FURTHER MOVED AND ORDERED, That the election precincts, polling places, voting booths and election officers shall, in every case, be the same; that there shall be only one set of election officers in each precinct, to wit, the election officers to be appointed by the Registrar of Voters for each of said precincts, that the statewide candidates and issues and the bond proposal proposal shall be set forth on the ballots provided for said municipal election, that all proceedings had in the premises shall be recorded in one set of documents, that the election shall be held in all respects as though there were only one election, and that all returns shall be canvassed by the Registrar of Voters, all as provided in the Elections Code of the State of California.

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Adopted - Board of Supervisors, San Francisco May 16, 1994

Ayes: Supervisors Alioto Bierman Conroy Hsieh Kaufman Kennedy
Leal Migden Shelley

Absent: Supervisors Hallinan Maher

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
60-94-10

FILE NO. 37-94-1.5

MOTION

[Findings]

ADOPTING FINDINGS RELATED TO THE APPEAL OF THE CITY PLANNING COMMISSION'S APPROVAL OF CONDITIONAL USE APPLICATION NO. 92.397C, WHICH AUTHORIZED THE ESTABLISHMENT OF A COMMUNITY FACILITY AND CHILDCARE CENTER, AS DEFINED BY SECTION 290.4(a) AND 209.3(f), RESPECTIVELY OF THE PLANNING CODE, WITHIN AN RM-3 (RESIDENTIAL MIXED, MEDIUM DENSITY), AND A 40-X HEIGHT AND BULK DISTRICT OF PROPERTY LOCATED AT 1290-1294 POTRERO AVENUE, ALSO KNOWN AS THE GOOD SAMARITAN CHURCH AND GOOD SAMARITAN COMMUNITY CENTER.

The appellant Inner Mission Neighbors, through their representative James Riggs, filed a timely appeal on April 14, 1994, protesting the approval by the City Planning Commission of an application for a conditional use authorization which authorizes the establishment of a community facility and childcare center, as defined by Section 290.4(a) and 209.3(f), respectively of the Planning Code, within an RM-3 (Residential Mixed, Medium Density), and a 40-X Height and Bulk District of property located at 1290-1294 Potrero Avenue, also known as the Good Samaritan Church and Good Samaritan Community Center.

The public hearing on said appeal was scheduled for May 9, 1994, and on that date the Board of Supervisors conducted a duly noticed hearing on the appeal from the approval of the conditional use authorization.

In reviewing the appeal of the approval of the conditional use

authorization, this Board reviewed and considered the written record before the Board and all of the public comments made in support of and opposed to the appeal.

NOW, THEREFORE, BE IT MOVED, That the Board of Supervisors of the City and County of San Francisco hereby adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission in its Motion No. 13658, dated March 17, 1994; and, be it

FURTHER MOVED, That the Board of Supervisors specifically adopts as its own and incorporates by reference herein as though fully set forth the findings made by the Planning Commission in its Motion No. 13658, dated March 17, 1994, that the proposed conversion complies with the Master Plan and the Priority Policies of Planning Code Section 101.1.; and, be it

FURTHER MOVED, That this Board, after carefully balancing the competing public and private interests, hereby denies the appeal of the decision of the City Planning Commission and approves the granting of Conditional Use Application No. 92.397C as approved by the City Planning Commission in its Motion No. 13658, dated March 17, 1994, which authorizes the establishment of a community facility and childcare center, as defined by Section 290.4(a) and 209.3(f), respectively of the Planning Code, within an RM-3 (Residential Mixed, Medium Density), and a 40-X Height and Bulk District of property located at 1290-1294 Potrero Avenue, also known as the Good Samaritan Church and Good Samaritan Community Center.

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Adopted - Board of Supervisors, San Francisco May 16, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Kennedy Leal
Migden Shelley

Absent: Supervisors Conroy Hsieh Maher

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
37-94-1.5

File 39-94-1

MOTION

[Grand Jury Recommendations]

DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO THE JUVENILE JUSTICE SYSTEM.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to the Juvenile Justice System during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of May 17, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury, but questioned the accuracy of statistics on juvenile crime used by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

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SUPERVISOR ALIOTO
BOARD OF SUPERVISORS

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to the Juvenile Justice System to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

Government Efficiency and Labor Committee

SUPERVISOR ALIOTO
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 23, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
39-94-1

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File 39-94-3

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO THE SHERIFF'S DEPARTMENT, COUNTY JAILS.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to the Sheriff's Department, County Jails during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of May 17, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

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///

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to the Sheriff's Department, County Jails to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

Government Efficiency and Labor Committee
Supervisor Alioto

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Adopted - Board of Supervisors, San Francisco May 23, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
39-94-3

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File 39-94-4

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO THE DEPARTMENT OF SOCIAL SERVICES EMERGENCY HOTEL SHELTER PROGRAM WITHIN GENERAL ASSISTANCE.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to the Department of Social Services Emergency Hotel Shelter Program within General Assistance during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of May 17, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

///

///

BOARD OF SUPERVISORS

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to the Department of Social Services Emergency Hotel Shelter Program within General Assistance to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

Government Efficiency and Labor Committee

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BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 23, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
39-94-4

File 58-94-7

MOTION

APPROVING FINAL MAP OF 38 LUSK STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 27 IN ASSESSOR'S BLOCK 3787, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 38 Lusk Street, A Condominium Project, Being a Resubdivision of Lot 27, Portion of Assessor's Block No. 3787", comprising 3 sheets, approved the 11th day of May, 1994 by Department of Public Works Order No. 165,980 be and the same is hereby approved and adopted as the official map of 38 Lusk Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated November 22, 1993, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 6, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Migden

Absent: Supervisors Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

ACTING Clerk

File No.
58-94-7

File No. 30-94-1.11

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto

0157b

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Adopted - Board of Supervisors, San Francisco June 13, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Leal Migden Shelley

Absent: Supervisors Conroy Kennedy Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.11

File 58-94-8

MOTION

APPROVING FINAL MAP OF 1970 SACRAMENTO ST., A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 7 IN ASSESSOR'S BLOCK 624, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 1970 Sacramento St., A Condominium Project, Being a Resubdivision of Lot 7, Portion of Assessor's Block No. 624", comprising 3 sheets, approved the 13th day of May, 1994 by Department of Public Works Order No. 166,005, be and the same is hereby approved and adopted as the official map of 1970 Sacramento St., a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated November 22, 1993, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

for City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 13, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Shelley

Absent: Supervisors Conroy Kennedy Leal Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
58-94-8

File 165-94-8

MOTION

[BUDGET ANALYST]

DIRECTING THE BUDGET ANALYST TO REPORT ON THE FISCAL IMPACT TO THE CITY AND COUNTY OF SAN FRANCISCO FOR RETRO-FITTING CITY OWNED AND ADMINISTERED PUBLIC RESTROOMS FOR ACCESSIBILITY IN COMPLIANCE WITH TITLE 24 OF THE CALIFORNIA CODE OF REGULATIONS AND THE AMERICANS WITH DISABILITIES ACT OF 1990, AND THE FISCAL IMPACT OF HIRING ATTENDANTS TO MONITOR CITY OWNED AND ADMINISTERED PUBLIC RESTROOMS.

BE IT MOVED, That the Board of Supervisors hereby directs the Budget Analyst to report on the fiscal impact to the City and County of San Francisco for retro-fitting city owned and administered public restrooms for accessibility in compliance with Title 24 of the California Code of Regulations and the Americans with Disabilities Act of 1990, and the fiscal impact of hiring attendants to monitor City owned and administered public restrooms.

SUPERVISOR ANGELA ALIOTO , Bierman

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 13, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Shelley

Absent: Supervisors Conroy Kennedy Leal Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
165-94-8

File 93-94-17

MOTION

[Upholding Building Inspectors' Association Interest Arbitration Decision]
UPHOLDING THE DECISION OF THE MEDIATION/ARBITRATION BOARD IN THE DISPUTE THAT HAS ARISEN BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND THE BUILDING INSPECTORS' ASSOCIATION.

WHEREAS, On May 18, 1994, a mediation/arbitration board issued a decision with regard to a dispute that has arisen between the City and County and the Building Inspectors' Association; and

WHEREAS, On May 31, 1994, the Mayor of the City and County of San Francisco filed with the Board of Supervisors a request, pursuant to the provisions of Section 8.409-4(e) of the City Charter, that the Board of Supervisors reject this decision of the mediation/arbitration board; and

WHEREAS, Charter Section 8.409-4(e) provides that the Board of Supervisors may, by a motion made and approved by a two-thirds vote, reject the decision of the mediation/arbitration board within 21 days of the filing of the appeal; and

WHEREAS, Charter Section 8.409-4(e) further provides that should the Board of Supervisors overrule the decision of the mediation/arbitration board, the last best offer package of the City shall become effective; now, therefore, be it

MOVED, That the Board of Supervisors of the City and County of San Francisco hereby upholds the decision of the mediation/arbitration board in the above referred to dispute.

(Government Efficiency & Labor Committee)

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 20, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Leal Maher Migden Shelley

Noes: Supervisors Conroy Kennedy

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
93-94-17

File 32-94-4

MOTION

(Viacom Franchise Negotiations)

DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO INITIATE NEGOTIATIONS WITH VIACOM TO DEVELOP A PROPOSAL TO SETTLE ALL UNRESOLVED DISPUTES REGARDING FRANCHISE FEE PAYMENTS, TO PROPOSE AMENDMENTS TO THE FRANCHISE TO AVOID FUTURE PROBLEMS REGARDING FRANCHISE FEES AND OTHER MATTERS, TO CONSULT WITH VARIOUS CITY OFFICIALS REGARDING SUCH NEGOTIATIONS AND TO REPORT TO THE BOARD ON THE PROGRESS OF THESE ACTIVITIES WITHIN NINETY DAYS, AND DIRECTING THE TELECOMMUNICATIONS POLICY COMMITTEE TO PROVIDE INPUT TO THE CLERK REGARDING THESE NEGOTIATIONS WITHIN SIXTY DAYS.

WHEREAS, The Budget Analyst, at the request of the Board of Supervisors, issued a report in April on its audit of Viacom Cable's franchise fee remittances during 1991 and 1992 and testified about the audit conclusions to the Budget Committee on June 15; and

WHEREAS, The Budget Analyst concluded that Viacom Cable under-reported gross receipts from several sources during the audit period and therefore underpaid franchise fees to the City by $163,899; and

WHEREAS, The Controller's office issued an audit of Viacom Cable's franchise fee remittances in December, 1992 which concluded that Viacom Cable failed to remit franchise fees on

advertising revenues for 1987 and 1988 in an amount estimated to total $12,500; and

WHEREAS, Viacom has asserted that it has overpaid franchise fees to the City because it erroneously reported to the City gross receipts derived from Viacom's service to customers at the Presidio; and

WHEREAS, Many of the disputed amounts arise from ambiguity in certain franchise language; and

WHEREAS, Members of the Telecommunications Policy Committee testified before the Budget Committee on June 15, 1994 and asserted that Viacom has failed to satisfy certain obligations to the City under the franchise agreement; and

WHEREAS, The Telecommunications Policy Committee has indicated that it will report to the Board shortly regarding recommendations for franchise enforcement actions and franchise amendments; and

WHEREAS, The Board of Supervisors is concerned that the City's rights under the franchise with Viacom Cable may not be adequately enforced; now therefore be it

MOVED, That the Clerk of the Board of Supervisors is hereby directed to initiate negotiations with Viacom to develop and submit to the Board for its approval (1) a proposed settlement of all unresolved disputes regarding franchise fee payments and (2) proposed franchise amendments to avoid future problems with interpreting the obligations of the parties regarding franchise

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FILE NO. 58-94-9 MOTION

APPROVING FINAL MAP OF 1426 TAYLOR STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 24 IN ASSESSOR'S BLOCK 181, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 1426 Taylor Street, A Condominium Project, Being a Resubdivision of Lot 24, Portion of Assessor's Block No. 181", comprising 4 sheets, approved the 25th day of May, 1994 by Department of Public Works Order No. 166,098, be and the same is hereby approved and adopted as the official map of 1426 Taylor Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated November 22, 1993, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1(b); and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

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JUL 20 1994
SAN FRANCISCO
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Adopted - Board of Supervisors, San Francisco June 27, 1994

Ayes: Supervisors Bierman Conroy Hallinan Hsieh Kennedy Leal Shelley

Absent: Supervisors Alioto Kaufman Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
58-94-9

FILE NO. 58-94-10 MOTION

APPROVING FINAL MAP OF 145 BRODERICK STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 4 IN ASSESSOR'S BLOCK 1236, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1(b).

MOVED, That the certain map entitled "Map of 145 Broderick Street, A Condominium Project, Being a Resubdivision of Lot 4, Portion of Assessor's Block No. 1236", comprising 3 sheets, approved the 3rd day of June, 1994 by Department of Public Works Order No. 166,206, be and the same is hereby approved and adopted as the official map of 145 Broderick Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated November 18, 1993, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1(b); and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 27, 1994

Ayes: Supervisors Bierman Conroy Hallinan Hsieh Kennedy Leal Shelley

Absent: Supervisors Alioto Kaufman Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
58-94-10

File No. 30-94-1.12

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto

BOARD OF SUPERVISORS
0157b

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Adopted - Board of Supervisors, San Francisco June 27, 1994

Ayes: Supervisors Bierman Conroy Hallinan Hsieh Kennedy Leal Shelley

Absent: Supervisors Alioto Kaufman Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.12

File 58-94-11

MOTION

APPROVING FINAL MAP OF 2238-2240 UNION STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 13 IN ASSESSOR'S BLOCK 534, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1(b).

MOVED, That the certain map entitled "Map of 2238-2240 Union Street, A Condominium Project, Being a Resubdivision of Lot 13, Portion of Assessor's Block No. 534", comprising 3 sheets, approved the 15th day of June, 1994 by Department of Public Works Order No. 166,324, be and the same is hereby approved and adopted as the official map of 2238-2240 Union Street, a Condominium Project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated March 1, 1991, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1(b); and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco July 11, 1994

Ayes: Supervisors Bierman Hallinan Hsieh Kaufman Kennedy Leal Migden

Absent: Supervisors Alioto Conroy Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
58-94-11

File No. 30-94-1. 13

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto, Leal

0157b
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco July 11, 1994

Ayes: Supervisors Bierman Hallinan Hsieh Kaufman Kennedy Leal Migden

Absent: Supervisors Alioto Conroy Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.13

FILE NO. 37-94-4.2

MOTION

[Zoning Appeal]
DISAPPROVING DECISION OF THE CITY PLANNING COMMISSION BY ITS MOTION NO. 13672, APPROVING CONDITIONAL USE APPLICATION NO. 93.271C, OF PROPERTY LOCATED AT 8028 GEARY BOULEVARD.

MOVED, That the decision of the City Planning Commission by its Motion No. 13672, dated April 21, 1994, approving Conditional Use Application No. 93.271C, for conditional use authorization to create two new lots each with less than 25 feet of width in an RH-1 (House, One-Family) District and a 40-X Height and Bulk District of property located:

8028 Geary Boulevard, north side, between 44th and 45th Avenues, Lot 1C in Assessor's Block 1491.

be and the same is disapproved.

Refused Adoption - Board of Supervisors, San Francisco July 11, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kennedy Migden Shelley

Noes: Supervisors Conroy Hsieh Kaufman Leal Maher

I hereby certify that the foregoing motion was refused adoption by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
37-94-4.2

1585j

BOARD OF SUPERVISORS

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File 101-94-2.1

MOTION

AUTHORIZING THE CONTROLLER TO ADJUST INTERDEPARTMENTAL APPROPRIATIONS, MAKE TRANSFERS TO CORRECT OBJECTS OF EXPENDITURE CLASSIFICATIONS AND TO CORRECT CLERICAL OR COMPUTATIONAL ERRORS AS MAY BE ASCERTAINED BY THE CONTROLLER TO EXIST IN THE 1994-95 ANNUAL BUDGET AS ADOPTED BY THE BOARD OF SUPERVISORS AND DIRECTING THE CLERK OF THE BOARD TO NOTIFY THE CONTROLLER.

IT IS HEREBY MOVED, That the Board of Supervisors authorizes the Controller to (1) adjust interdepartmental appropriations of requesting departments' budget; (2) make the necessary transfers to correct objects of expenditure classifications made necessary by changes in the proposed method of expenditure; and (3) to correct such clerical or computational errors as may be ascertained by him to exist in the budget as adopted by the Board, and that he file with the Clerk of the Board a list of such adjustments, transfers and corrections; and, be it

FURTHER MOVED, That the Clerk if the Board is directed to notify the Controller of amendments adopted by the Board of Supervisors to the 1994-95 annual Budget.

//////////////////
//////////////////

(motion.jem)

Adopted - Board of Supervisors, San Francisco July 18, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal Migden Shelley

Noes: Supervisors Conroy Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-94-2.1

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FILE NO. 165-94-9

MOTION

[BUDGET ANALYST]

DIRECTING THE BUDGET ANALYST TO REVIEW ALL CITY DEPARTMENTS THAT HAVE RECEIVED MONEY FROM THE MAYOR'S OFFICE OF CHILDREN, YOUTH AND FAMILIES, AND TO REPORT ANY UNSPENT MONEY DURING FISCAL YEAR 1993-1994.

BE IT MOVED, That the Board of Supervisors hereby directs the Budget Analyst to review all City Departments that have received money from the Mayor's Office of Children, Youth and Families, and to report any unspent money during Fiscal Year 1993-1994.

SUPERVISOR ANGELA ALIOTO

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco July 18, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Kaufman Kennedy Shelley

Absent: Supervisors Hsieh Leal Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
165-94-9

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File No. 199-94-3

[Angel Island Minor Boundary Change]

MOTION

PROTESTING A PROPOSAL BY THE COUNTY OF MARIN TO CHANGE THE BOUNDARY LINES OF THE CITY AND COUNTY OF SAN FRANCISCO TO REMOVE CERTAIN PORTIONS OF ANGEL ISLAND KNOWN AS EAST GARRISON AND POINT BLUNT FROM THE CITY AND COUNTY OF SAN FRANCISCO AND PLACE ALL OF ANGEL ISLAND WITHIN MARIN COUNTY, AND TO MAKE MINOR TECHNICAL CHANGES IN SAID BOUNDARY LINES AT RED ROCK TO PLACE ALL OF RED ROCK IN SAN FRANCISCO AND CONTRA COSTA COUNTIES.

WHEREAS, Pursuant to a request from the Town of Tiburon, the Marin County Board of Supervisors on April 19, 1994 adopted a resolution proposing a change in the boundary line of the County of Marin to include all of Angel Island within Marin County and to exclude all of Red Rock from Marin County, and applying to the City and County of San Francisco for permission to make such changes in accordance with the procedures for a minor boundary line adjustment set forth in Article 4, Chapter 2, Division 1, Title of the California Government Code; and

WHEREAS, Pursuant to Section 23206 of the California Government Code, on June 20, 1994, this Board of Supervisors adopted Resolution No. 547-94, being a resolution setting July 11, 1994 as the hearing date for all persons interested in such proposed boundary change; and

WHEREAS, When such matter was considered as scheduled by this Board of Supervisors at its regular meeting held in its Legislative Chamber in City Hall, San Francisco, on July 11, 1994, beginning at 3:00 p.m., this Board heard all persons interested in such boundary change and received any oral or written protests; and

WHEREAS, Representatives of the town of Tiburon informed this Board at the hearing on July 11, 1994 that the town of Tiburon was withdrawing its request for the boundary change; and,

WHEREAS, Such hearing has been continued by this Board and has not yet been concluded; now, therefore, be it

MOVED, That this Board of Supervisors hereby protests such proposed boundary change; and, be it further

MOVED, That the Clerk of this Board of Supervisors is directed to file a copy of this Motion in File No. 199-94-3 prior to the conclusion of the hearing and to send a copy of this Motion to the Marin County Board of Supervisors and the Mayor of Tiburon.

DEPOSITORY ITEM
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Adopted - Board of Supervisors, San Francisco July 18, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Kaufman Kennedy Shelley

Absent: Supervisors Hsieh Leal Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
199-94-3

File 39-94-9

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO THE DEPARTMENT OF SOCIAL SERVICES AND FOSTER CARE IN SAN FRANCISCO.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to the Department of Social Services and foster care in San Francisco during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of July 19, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

///

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to the Department of Social Services and foster care in San Francisco to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

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Government Efficiency and Labor Committee

Adopted - Board of Supervisors, San Francisco July 25, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
39-94-9

File 39-94-6

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO RECREATION AND PARK DEPARTMENT GOLF COURSE MANAGEMENT.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to the Department of Recreation and Park's management of golf courses during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of July 19, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

///

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to the Department of Recreation and Park's management of golf courses to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

Government Efficiency and Labor Committee

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Adopted - Board of Supervisors, San Francisco July 25, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
39-94-6

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto, Leal Bierman

0157b

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco July 25, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal Migden Shelley

Absent: Supervisors Conroy Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.14

File No. 30-94-1.15

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto, Leal, Bierman, Shelley

0157b
BOARD OF SUPERVISORS

DEPOSITORY ITEM
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Adopted - Board of Supervisors, San Francisco August 8, 1994

Ayes: Supervisors Bierman Conroy Hallinan Kaufman Migden Shelley

Absent: Supervisors Alioto Hsieh Kennedy Leal Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.15

File 39-94-5

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO "CONSTRUCTION CONTRACT MANAGEMENT: THE NEW JAIL FACILITY".

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to "Construction Contract Management: The New Jail Facility" during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of August 2, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

///

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to "Construction Contract Management: The New Jail Facility" to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

Government Efficiency and Labor Committee

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Adopted - Board of Supervisors, San Francisco August 8, 1994

Ayes: Supervisors Bierman Conroy Hallinan Kaufman Migden Shelley

Absent: Supervisors Alioto Hsieh Kennedy Leal Maher

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
39-94-5

File 39-94-7

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO "CLASSIFICATIONS AND COLLECTIVE BARGAINING".

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to "classifications and collective bargaining" during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of August 2, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

///

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to "classifications and collective bargaining" to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

Government Efficiency and Labor Committee

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Adopted - Board of Supervisors, San Francisco August 8, 1994

Ayes: Supervisors Bierman Conroy Hallinan Kaufman Migden Shelley

Absent: Supervisors Alioto Hsieh Kennedy Leal Maher

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
39-94-7

FILE NO. 58-94-12

MOTION

APPROVING FINAL MAP OF 340 RITCH STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 150 IN ASSESSOR'S BLOCK 3787, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1(b).

MOVED, That the certain map entitled "Map of 340 Ritch Street, A Condominium Project, Being a Resubdivision of Lot 150, Portion of Assessor's Block No. 3787", comprising 4 sheets, approved the 1st day of July, 1994 by Department of Public Works Order No. 166,519, be and the same is hereby approved and adopted as the official map of 340 Ritch Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated March 2, 1994, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1(b); and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer 945-0935

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco August 8, 1994

Ayes: Supervisors Bierman Conroy Hallinan Kaufman Migden Shelley

Absent: Supervisors Alioto Hsieh Kennedy Leal Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
58-94-12

File No. 58-94-13

MOTION

APPROVING FINAL MAP OF 2090 PACIFIC AVENUE, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 11-a IN ASSESSOR'S BLOCK 578, AND ADOPTING CITY AND COUNTY OF SAN FRANCISCO'S SETTLEMENT AND GENERAL RELEASE AGREEMENT DATE JUNE 22, 1992.

MOVED, That the certain map entitled "Map of 2090 Pacific Avenue, A Condominium Project, Being a Resubdivision of Lot 11-A, Portion of Assessor's Block No. 578", comprising 6 sheets, approved the 24th day of June, 1994 by Department of Public Works Order No. 166,455, be and the same is hereby approved and adopted as the official map of 2090 Pacific Avenue, a condominium project.

FURTHER MOVED, That approval of this map is contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer 945-0945

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 22, 1994

Ayes: Supervisors Bierman Conroy Hsieh Kaufman Kennedy Leal Maher Migden Shelley

Absent: Supervisors Alioto Hallinan

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-13

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File 39-94-8

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO THE SHERIFF'S DEPARTMENT INMATE WELFARE FUND.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to the Sheriff's Department Inmate Welfare Fund during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of August 16, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

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WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to the Sheriff's Department Inmate Welfare Fund to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

Government Efficiency and Labor Committee

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Adopted - Board of Supervisors, San Francisco August 22, 1994

Ayes: Supervisors Bierman Conroy Hsieh Kaufman Kennedy Leal
Maher Migden Shelley

Absent: Supervisors Alioto Hallinan

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
39-94-8

File No. 30-94-1.16

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisor Alioto, Leal, Bierman, Shelley, Migden

0157b

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 22, 1994

Ayes: Supervisors Bierman Conroy Hsieh Kaufman Kennedy Leal Maher Migden Shelley

Absent: Supervisors Alioto Hallinan

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.16

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FILE NO. 42-94-5.1

MOTION

[Findings -- Street Fair Police Fee Waiver]

AFFIRMING THE DECISION OF ISCOTT AND DENYING THE WAIVER OF THE POLICE FEES OWED TO THE CITY AND COUNTY OF SAN FRANCISCO BY THE SPONSOR OF THE HAIGHT STREET FAIR (1993 AND 1994) IN AN AMOUNT TOTALING $5,000.

WHEREAS, Administrative Code Section 2.70-6 allows the sponsors of street fairs to seek the waiver of Police Department fees associated with their sponsored street fairs; and

WHEREAS, This Code Section allows ISCOTT to waive these fees, and if ISCOTT denies the waiver of these fees the sponsors may appeal the denial to the Board of Supervisors for the Board's consideration; and

WHEREAS, Upon the receipt of an appeal of a denied Police fee waiver the Clerk of the Board of Supervisors shall set a time and place for hearing such appeal before the Board of Supervisors, which shall be at the Board's next regular meeting in conformance with public notice requirements; and

WHEREAS, At the appeal hearing the appellant and the Director of the Department of Parking and Traffic shall have an opportunity to present oral testimony and written materials in support of their positions; and

WHEREAS, Upon hearing the appeal, and after any further investigation which the Board may request, the Board may affirm, reverse, or modify the decision not to waive the Police fee; and

WHEREAS, The Code provides that upon a showing that the sponsors of the event are unable to pay the full Police fee, the fee should be waived in whole or in part; and

WHEREAS, The sponsor of the Haight Street Fair filed a timely appeal of the denial of the Police fees for the street fair; and

WHEREAS, The public hearing on said appeal was scheduled for August 29, 1994, and on that date the Board of Supervisors conducted a duly noticed hearing on the appeal from the denial of the waiver of Police fees for the sponsor of the street fair; and

WHEREAS, In reviewing the appeal this Board reviewed and considered the written record before the Board and all of the public comments made in support of and opposed to the appeal; now, therefore, be it

MOVED, That the Board of Supervisors of the City and County of San Francisco, after carefully balancing the competing public and private interests, hereby finds that the sponsor of the Haight Street Fair is able to pay the Police fees listed below; and, be it

FURTHER MOVED, That the Board of Supervisors hereby denies the appeal of the sponsor of the street fair for the waiver of the Police fees as listed; and, be it

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FURTHER MOVED, That the Board of Supervisors hereby denies the requested waiver of the Police fees for the following street fairs:

Street Fair/Event & Year		Police Fee Not Waived
Haight Street Fair	1993	$2,500
Haight Street Fair	1994	$2,500

Refused Adoption - Board of Supervisors, San Francisco August 29, 1994

Ayes: Supervisors Alioto Hsieh Leal Maher Shelley

Noes: Supervisors Bierman Conroy Hallinan Kennedy Migden

Absent: Supervisor Kaufman

I hereby certify that the foregoing motion was refused adoption by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
42-94-5.1

FILE NO. 42-94-5.2

MOTION

[Findings -- Street Fair Police Fee Waiver]

REVERSING THE DECISION OF ISCOTT AND GRANTING THE WAIVER OF THE POLICE FEES OWED TO THE CITY AND COUNTY OF SAN FRANCISCO BY THE SPONSOR OF THE HAIGHT STREET FAIR (1993 AND 1994) IN AN AMOUNT TOTALING $5,000.

WHEREAS, Administrative Code Section 2.70-6 allows the sponsors of street fairs to seek the waiver of Police Department fees associated with their sponsored street fairs; and

WHEREAS, This Code Section allows ISCOTT to waive these fees, and if ISCOTT denies the waiver of these fees the sponsors may appeal the denial to the Board of Supervisors for the Board's consideration; and

WHEREAS, Upon the receipt of an appeal of a denied Police fee waiver the Clerk of the Board of Supervisors shall set a time and place for hearing such appeal before the Board of Supervisors, which shall be at the Board's next regular meeting in conformance with public notice requirements; and

WHEREAS, At the appeal hearing the appellant and the Director of the Department of Parking and Traffic shall have an opportunity to present oral testimony and written materials in support of their positions; and

WHEREAS, Upon hearing the appeal, and after any further investigation which the Board may request, the Board may affirm, reverse, or modify the decision not to waive the Police fee; and

WHEREAS, The Code provides that upon a showing that the sponsors of the event are unable to pay the full Police fee, the fee should be waived in whole or in part; and

WHEREAS, The sponsor of the Haight Street Fair filed a timely appeal of the denial of the Police fees for the street fair; and

WHEREAS, The public hearing on said appeal was scheduled for August 29, 1994, and on that date the Board of Supervisors conducted a duly noticed hearing on the appeal from the denial of the waiver of Police fees for the sponsor of the street fair; and

WHEREAS, In reviewing the appeal this Board reviewed and considered the written record before the Board and all of the public comments made in support of and opposed to the appeal; now, therefore, be it

MOVED, That the Board of Supervisors of the City and County of San Francisco, after carefully balancing the competing public and private interests, hereby finds that the sponsor of the Haight Street Fair is not able to pay the Police fees of $5,000; and, be it

FURTHER MOVED, That the Board of Supervisors hereby reverses the denial of the waiver of the Police fees for the sponsor and amount listed below, and hereby waives the Police fees as listed; and, be it

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FURTHER MOVED, That the Board of Supervisors hereby grants the requested waiver of the Police fees for the following street fairs:

Street Fair/Event & Year		Police Fee To Be Waived
Haight Street Fair	1993	$2,500
Haight Street Fair	1994	$2,500

Refused Adoption - Board of Supervisors, San Francisco August 29, 1994

Ayes: Supervisors Alioto Bierman Hallinan Migden Shelley

Noes: Supervisors Conroy Hsieh Kennedy Leal Maher

Absent: Supervisor Kaufman

I hereby certify that the foregoing motion was refused adoption by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
42-94-5.2

File 39-94-10

MOTION

[Grand Jury Recommendations]

DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO THE SENIOR ESCORT PROGRAM.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to the Senior Escort Program during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of September 7, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

(Government Efficiency and Labor Committee)

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to the Senior Escort Program to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

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Government Efficiency and Labor Committee

Adopted - Board of Supervisors, San Francisco September 12, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
39-94-10

File 39-94-11

MOTION

[Grand Jury Recommendations]
DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT COMMENTS ON THE RECOMMENDATIONS OF THE 1993-94 CIVIL GRAND JURY TO THE PRESIDING JUDGE OF THE SUPERIOR COURT PERTAINING TO THE SAN FRANCISCO FIRE DEPARTMENT - LABOR COST MANAGEMENT.

WHEREAS, The 1993-94 Civil Grand Jury has submitted a final report of findings and recommendations pertaining to the San Francisco Fire Department - Labor Cost Management during that fiscal year and state law provides for comments and reports to be submitted to the Presiding Judge of the Superior Court who empaneled the Civil Grand Jury; and

WHEREAS, Officers of the City and County of San Francisco have submitted comments on recommendations to the Government Efficiency and Labor Committee of the Board of Supervisors; and

WHEREAS, The Government Efficiency and Labor Committee at its meeting of September 7, 1994, found that recommendations have been addressed, found that the Civil Grand Jury was helpful in pointing out problems of local government operations, found that some recommendations have been implemented, and found that some solutions will be implemented in a manner which differs from the particular solution recommended by the Grand Jury; and

WHEREAS, The Charter restricts the Board of Supervisors from interfering in the administrative operations of departments so that the implementation of the Civil Grand Jury recommendations must be determined solely by the individual department; and

WHEREAS, The Government Efficiency and Labor Committee is satisfied that the San Francisco Board of Supervisors has given appropriate initial consideration to the recommendations of the Civil Grand Jury and will continue to give such consideration; now, therefore, be it

BOARD OF SUPERVISORS

(Government Efficiency and Labor Committee)

MOVED, That the Clerk of the Board is directed to submit comments on the findings and recommendations of the 1993-94 Civil Grand Jury pertaining to the San Francisco Fire Department - Labor Cost Management to the Presiding Judge of the Superior Court who empaneled that body, with copies to the Mayor and to the County Clerk; and, be it

FURTHER MOVED, That the Clerk of the Board is directed to express to the members of the Civil Grand Jury the Board's appreciation for their efforts in studying the operations and needs of the government of the City and County of San Francisco.

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Government Efficiency and Labor Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 12, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
39-94-11

File No. 58-94-14

MOTION

APPROVING FINAL MAP OF 870 NORTH POINT STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 7 IN ASSESSOR'S BLOCK 25, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 870 North Point Street, being a resubdivision of Lot 7, portion of Assessor's Block No. 25", comprising 4 sheets, approved the 10th day of August, 1994 by Department of Public Works Order No. 166,927, be and the same is hereby approved and adopted as the official map of 870 North Point Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated June 15, 1994, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

for City Engineer

APPROVED:

Chief Administrative Officer

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Adopted - Board of Supervisors, San Francisco September 12, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

Absent: Supervisor Conroy

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-14

File No, 69-94-4

MOTION

[Cable Television]

DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO SUBMIT A SUPPLEMENTAL APPROPRIATION REQUEST FOR $84,000 FOR THE IMPROVED OPERATION OF THE MUNICIPAL ACCESS CABLE TELEVISION CHANNEL.

WHEREAS, The San Francisco Municipal Access Channel on Cable Television provides valuable information for the citizens of San Francisco about their municipal government; and

WHEREAS, The funding available to the Municipal Access Channel from the Cable Television Franchise fee is not sufficient to pay for all the desirable operating and equipment costs of the channel; and

WHEREAS, The staff of the Chief Administrative Officer has identified $84,000 which can be used for the Municipal Access Channel because the account from which it comes can be reimbursed by an account of the Mayor's Office of Community Development; now, therefore, be it

RESOLVED, That the Board of Supervisors directs the Clerk of the Board to submit to the Mayor a request for a supplemental appropriation in the amount of $84,000 to come from an account designated by the Chief Administrative Officer.

SUPERVISOR KENNEDY

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 12, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.

69-94-4

File No. 30-94-1.18

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisors Alioto, Leal, Bierman, Shelley, Migden
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco September 19, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kennedy Leal Shelley

Absent: Supervisors Conroy Hsieh Kaufman Maher Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
30-94-1.18

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FILE NO. 90-94-2.1

MOTION

[Certificate of Appropriateness]
APPROVING DECISION OF THE CITY PLANNING COMMISSION DISAPPROVING A CERTIFICATE OF APPROPRIATENESS APPLICATION FOR DEMOLITION PERMIT APPLICATION NO. 9405314 OF PROPERTY LOCATED AT 126 27TH AVENUE, ALSO KNOWN AS ALFRED G. HANSON RESIDENCE, LANDMARK NO. 196.

MOVED, That the decision of the City Planning Commission by its Motion No. 13741, dated August 4, 1994, adopting findings related to the disapproval of a Certificate of Appropriateness application and disapproval of a finding of inconsistency with Section 101.1 of the City Planning Code for Demolition Permit Application No. 9405314 for the Alfred G. Hanson Residence, City Landmark No. 196, pursuant to Sections 101.1 and 1006 of the City Planning Code of property described as follows:

126 27th Avenue, east side between El Camino Del Mar and Lake Street, Lots 49 and 50 in Assessor's Block 1332. Approximately 5,000 square feet in two RH-1 (House, One Family) lots (24,958 feet in width by 120 feet in depth) located within a 40-X Height and Bulk District.

be and the same is hereby approved.

1666j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 19, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Maher Migden

Absent: Supervisor Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
90-94-2.1

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FILE NO. 90-94-2.3

MOTION

[Findings]
DIRECTING THE CLERK OF THE BOARD TO PREPARE FINDINGS RELATING TO THE CERTIFICATE OF APPROPRIATENESS APPLICATION FOR DEMOLITION PERMIT APPLICATION NO. 9405314 OF PROPERTY LOCATED AT 126 27TH AVENUE, ALSO KNOWN AS ALFRED G. HANSON RESIDENCE, LANDMARK NO. 196, FOR CONSIDERATION BY THE BOARD AT ITS NEXT MEETING.

MOVED, That the Clerk of the Board be and he is hereby directed to prepare findings relating to the Certificate of Appropriateness application for Demolition Permit Application No. 9405314, Lots 49 and 50 in Assessor's Block 1332, property located at 126 27th Avenue, also known as the Alfred G. Hanson Residence, Landmark No. 196, for consideration by the Board at its next meeting.

1666j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 19, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Maher Migden

Absent: Supervisor Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
90-94-2.3

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FILE NO. 42-94-5.3

MOTION

[Haight Street Fair Police Fee Waiver Reconsideration]

DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO CALENDAR FOR THE OCTOBER 3, 1994 MEETING OF THE BOARD OF SUPERVISORS THE RECONSIDERATION OF THE APPEAL OF THE DECISION OF ISCOTT DENYING A REQUESTED WAIVER OF THE POLICE FEES OWED TO THE CITY AND COUNTY OF SAN FRANCISCO BY THE SPONSOR OF THE HAIGHT STREET FAIR (1993 AND 1994).

WHEREAS, Administrative Code Section 2.70-6 allows the sponsors of street fairs to seek the waiver of Police Department fees associated with their sponsored street fairs; and

WHEREAS, This Code Section allows ISCOTT to waive these fees, and if ISCOTT denies the waiver of these fees the sponsors may appeal the denial to the Board of Supervisors for the Board's consideration; and

WHEREAS, Upon the receipt of an appeal of a denied Police fee waiver the Clerk of the Board of Supervisors shall set a time and place for hearing such appeal before the Board of Supervisors, which shall be at the Board's next regular meeting in conformance with public notice requirements; and

WHEREAS, At the appeal hearing the appellant and the Director of the Department of Parking and Traffic shall have an opportunity to present oral testimony and written materials in support of their positions; and

WHEREAS, Upon hearing the appeal, and after any further investigation which the Board may request, the Board may affirm, reverse, or modify the decision not to waive the Police fee; and

WHEREAS, The Code provides that upon a showing that the sponsors of the event are unable to pay the full Police fee, the fee should be waived in whole or in part; and

WHEREAS, The sponsor of the Haight Street Fair filed a timely appeal of the denial of the Police fees for the street fair; and

WHEREAS, The public hearing on said appeal was scheduled for and held on August 29, 1994, and on that date the Board of Supervisors conducted a duly noticed hearing on the appeal from the denial of the waiver of Police fees for the sponsor of the street fair; and

WHEREAS, In reviewing the appeal this Board reviewed and considered the written record before the Board and all of the public comments made in support of and opposed to the appeal; and

WHEREAS, At the August 29 meeting there were not at least six members of the Board of Supervisors who voted to affirm or overrule the decision of ISCOTT, and, as a result, the decision of ISCOTT remains in effect and the requested waiver of the Police fee for the Haight Street Fair was, therefore, denied; and

WHEREAS, At its meeting of September 7, 1994, the Board of Supervisors considered two other requests for Police fee waivers for sponsors of street fairs; and

WHEREAS, As a result of this series of requests for Police fee waivers by sponsors of street fairs the Board of Supervisors

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continued to the meeting of September 19 its consideration of the two September 7 requests for waiver of Police fees for street fairs; and

WHEREAS, The Board of Supervisors wishes to review an analysis and additional information related to the waiver of Police fees for all sponsors of street fairs; and

WHEREAS, As a result of this review the Board of Supervisors may consider new rules and regulations related to the imposition and/or waiver of Police fees for street fairs; and

WHEREAS, As a result of the scheduled consideration of September 19, the Board would also like to reconsider the request of the sponsors of the Haight Street Fair for the waiver of Police fees for their fairs in 1993 and 1994, so that all street fair sponsors who had filed requests for waivers of Police fees will be treated in the same manner; and

WHEREAS, The Board has the inherent authority to reconsider this appeal by the sponsors of the Haight Street Fair; and

WHEREAS, The earliest scheduled meeting at which the Board of Supervisors may reconsider this matter due to the provisions of the Sunshine Ordinance would be at its meeting of October 3, 1994; now, therefore, be it

MOVED, That the Board of Supervisors of the City and County of San Francisco hereby directs the Clerk of the Board of Supervisors to calendar for its October 3, 1994 meeting the reconsideration of the appeal of the decision of ISCOTT denying a requested waiver of

the Police fees owed to the City and County of San Francisco by the sponsor of the Haight Street Fair (1993 and 1994); and, be it

FURTHER MOVED, That the Clerk is directed to notify the sponsors of the Haight Street Fair of this action by the Board.

Adopted - Board of Supervisors, San Francisco September 26, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kaufman Leal Migden Shelley

Absent: Supervisors Conroy Hsieh Kennedy Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
42-94-5.3

File 54-94-7

Motion

[Base Closure]

CONTINUING A SELECT COMMITTEE ON BASE CLOSURES OF THE BOARD OF SUPERVISORS TO CONSIDER THE IMPACTS ON CITY SERVICES OF THE CLOSURES OF THE HUNTERS POINT NAVAL SHIPYARD, PRESIDIO ARMY BASE AND NAVAL STATION TREASURE ISLAND AND THE IMPACTS ON CITY SERVICES OF THE TRANSITION OF THE PRESIDIO ARMY BASE TO THE NATIONAL PARK SERVICE.

WHEREAS, Rule 3.22 of the Rules of Order provides that a select committee of the Board may be created by a motion adopted by the Board after reference to committee; and

WHEREAS, The Board by motion, File #54-92-3, created a select committee of the Board on the impact of city services by the closures of Hunter's Point Naval Shipyard and the Presidio Army Base; and

WHEREAS, The Board by motion, File # 53-93-3, renamed the Select Committee on Base Conversion to reflect the Defense Department's plan to close Naval Station Treasure Island ; and

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SUPERVISOR KEVIN SHELLEY

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BOARD OF SUPERVISORS

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WHEREAS, While the Presidio Army Base is due to be transferred to the National Park Service on October 1, 1994, it will continue to affect city services and be of concern to this committee; and

WHEREAS, The Committee is set to terminate on October 20, 1994; now, therefore, be it

MOVED, That the Board of Supervisors extends for three years, ending October 20, 1997, the life of the committee to consider the impact on city services of the closures of Hunter's Point Naval Shipyard, Presidio Army Base and Naval Station Treasure Island and the impacts on city services of the transfer of the Presidio Army Base to the National Park Service.

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SUPERVISOR KEVIN SHELLEY

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BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 26, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Kaufman Migden Shelley

Absent: Supervisors Hsieh Kennedy Leal Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
54-94-7

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BY

FILE NO. 90-94-2.4

MOTION

[Findings]

ADOPTING FINDINGS RELATED TO THE APPEAL OF THE CITY PLANNING COMMISSION'S DISAPPROVAL OF THE CERTIFICATE OF APPROPRIATENESS APPLICATION TO DEMOLISH PROPERTY LOCATED AT 126 - 27TH AVENUE, ALSO KNOWN AS ALFRED G. HANSEN RESIDENCE, LANDMARK NO. 196.

The appellants, the owners of 126 - 27th Avenue, filed a timely appeal protesting the disapproval by the City Planning Commission of their application for a Certificate of Appropriateness for a demolition permit to demolish the structure located at 126 - 27th Avenue, also known as the Alfred G. Hansen Residence, City Landmark No. 196.

The public hearing on said appeal was scheduled for September 19, 1994 and on that date the Board of Supervisors conducted a duly noticed hearing on the appeal from the disapproval of the Certificate of Appropriateness application.

In reviewing the appeal of the disapproved Certificate of Appropriateness, this Board reviewed and considered the written record before the Board and all of the public comments made in support of and opposed to the appeal.

The subject property is known as 126 - 27th Avenue, on the east side between El Camino del Mar and Lake Street, Lots 49 and 50 in Assessor's Block 1332. The subject property contains two

RH-1 (house, 1 family) lots on approximately 5,000 square feet of lot area. The lots are located within a 40-X height and bulk district.

The Hansen House was designated as a landmark by the City, effective December 23, 1989. Although not an example of "grand" architecture, the Hansen House is significant in that it is one of the very early houses built in the middle Richmond area. It is an early and outstanding example of shingle-style architecture, with numerous flared edges and a complex roof line. The house is further significant as an early structure built on land which was undivided and undeveloped until after the turn of the century.

The Hansen House was damaged by fire. If the existing landmark structure were demolished, the lots could be developed into two single-family dwellings which would increase the value of the subject property for the property owners.

In analyzing a Certificate of Appropriateness, however, the Board must find that the proposed work preserves, enhances or restores, and does not damage or destroy, the exterior architectural features of the landmark. The proposed work also may not adversely affect the special character or special historical, architectural or aesthetic interest or value of the landmark and its site. Demolition of a landmark structure would fulfill none of these objectives. In the 27-year history of the Landmarks Program, as codified under Article 10 of the City

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Planning Code, there has never been a demolition of a landmark structure. Approval of this demolition would not be consistent with the eight priority policies of Planning Code Section 101.1, nor would it be consistent with the Master Plan's goals and objectives as outlined in the Planning Commission's Motion No. 13741. Delay of this decision could further harm the landmark.

NOW, THEREFORE, BE IT MOVED, that the Board of Supervisors of the City and County of San Francisco hereby adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission in its Motion No. 13741 dated August 4, 1994 that the proposed Certificate of Appropriateness for the demolition of a landmark structure would not comply with the Master Plan or the priority policies of Planning Code Section 101.1; and, be it

FURTHER MOVED, That this Board, after carefully balancing the competing public and private interests, hereby denies the appeal of the decision of the City Planning Commission and disapproves the granting of Certificate of Appropriateness Application No. 94.264AR, as disapproved by the City Landmarks Board in its Resolution No. 460 and disapproved by the City Planning Commission in its Motion No. 13741, which motion disapproved the Certificate of Appropriateness and recommended denial of the Demolition Permit No. 9405314 of the Alfred G. Hansen Residence, 126 - 27th Avenue, Landmark No. 196.

Adopted - Board of Supervisors, San Francisco September 26, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Kaufman Leal Migden Shelley

Absent: Supervisors Hsieh Kennedy Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
90-94-2.4

File No. 30-94-1. 19

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisors Alioto, Leal, Bierman, Shelley, Migden
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco October 3, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Migden Shelley

Absent: Supervisors Conroy Kennedy Leal Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
30-94-1.19

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File No. 58-94-15

MOTION

APPROVING FINAL MAP OF 1487 GREENWICH STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 15B IN ASSESSOR'S BLOCK 523, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1(b).

MOVED, That the certain map entitled "Map Of 1487 Greenwich Street, A Condominium Project, being a Resubdivision of Lot 15B, Portion of Assessor's Block No. 523", comprising 4 sheets, approved the 14th day of September, 1994 by Department of Public Works Order No. 167,209 be and the same is hereby approved and adopted as the official map of condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated November 22, 1993, that the project intended by the map is consistent with the Master Plan and with the Eight Priority Policies set forth in City Planning Code Section 101.1(b) and, be, it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

~~12K~~
21K

Adopted - Board of Supervisors, San Francisco October 3, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Migden Shelley

Absent: Supervisors Conroy Kennedy Leal Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-15

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File No. 30-94-1. 20

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisors Alioto, Leal, Bierman, Shelley, Migden

BOARD OF SUPERVISORS

0157b

Adopted - Board of Supervisors, San Francisco October 17, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Leal Migden

Absent: Supervisors Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
30-94-1.20

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FILE NO. 58-94-16

MOTION

APPROVING FINAL MAP OF 1501 PACIFIC AVENUE AND 1859 LARKIN STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 1 IN ASSESSOR'S BLOCK 596, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1 (b).

MOVED, That the certain map entitled "Map of 1501 Pacific Avenue and 1859 Larkin Street, a Condominium Project, being a Resubdivision of Lot 1, portion of Assessors Block No. 596", comprising 3 sheets, approved the 28th day of September, 1994 by Department of Public Works Order No. 167,322, be, and the same is hereby, approved and adopted as the official map of 1501 Pacific Avenue and 1859 Larkin Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated February 17, 1994, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1 (b); and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco October 24, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kennedy Leal Maher Migden Shelley

Absent: Supervisors Conroy Hsieh Kaufman

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-16

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FILE NO. 58-94-17 MOTION

APPROVING FINAL MAP OF 600 CHESTNUT STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 34 IN ASSESSOR'S BLOCK 51, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 600 Chestnut Street, A Condominium Project, Being a Resubdivision of Lot 34, Portion of Assessor's Block No. 51", comprising 5 sheets, approved the 5th day of October, 1994 by Department of Public Works Order No. 167,393, be and the same is hereby approved and adopted as the official map of 600 Chestnut Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated November 30, 1990, that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco October 24, 1994

Ayes: Supervisors Alioto Bierman Hallinan Kennedy Leal Maher Migden Shelley

Absent: Supervisors Conroy Hsieh Kaufman

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
58-94-17

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FILE NO. 54-94-12

MOTION

[Zero Base Budget Analysis]

DIRECTING THE BOARD OF SUPERVISORS' BUDGET ANALYST TO CONDUCT A "ZERO BASE" BUDGET ANALYSIS OF VARIOUS CITY DEPARTMENTS DESIGNATED BY THE BUDGET COMMITTEE AND DIRECTING THE CLERK OF THE BOARD TO SUBMIT A SUPPLEMENTAL APPROPRIATION TO THE MAYOR FOR FUNDS NECESSARY TO CONDUCT THE "ZERO BASE" BUDGET ANALYSIS.

IT IS HEREBY MOVED, That the Board of Supervisors' Budget Analyst be and he is hereby directed to conduct a "Zero Base" budget analysis of various city departments designated by the Budget Committee and the Clerk of the Board be and he is hereby directed to submit a supplemental appropriation to the Mayor appropriating the necessary funds to conduct a "Zero Base" budget analysis of the Departments designated by the Budget Committee.

BOARD OF SUPERVISORS SUPERVISOR, HSIEH, *Alioto*

Adopted - Board of Supervisors, San Francisco October 31, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Leal Maher Migden Shelley

Absent: Supervisor Conroy

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
54-94-12

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FILE NO. 54-94-13 MOTION

[Municipal Public Power]

ESTABLISHING A SELECT COMMITTEE OF THE BOARD OF SUPERVISORS ON THE MUNICIPAL PUBLIC POWER SERVICES TO THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Public power is currently provided to the City and County of San Francisco by Pacific Gas and Electric Company, a private corporation; and

WHEREAS, The municipalization of public power potentially could provide services at lower rates to the citizens of San Francisco, and could provide additional revenue to the City's General Fund; and

WHEREAS, The Board of Supervisors desires that a select committee of the Board hold public hearings on the ability of the City and County of San Francisco to provide public power services, and the process for establishing these services; and

WHEREAS, Rule 3.22 of the Rules of Order provides that a select committee of the Board may be created by a motion adopted by the Board after reference to committee; now, therefore, be it

MOVED, That the Board of Supervisors hereby creates the Select Committee on Municipal Public Power, consisting of members of the Board appointed by the President; and, be it

FURTHER MOVED, That the committee shall terminate two years after the appointment of its members.

SUPERVISOR ANGELA ALIOTO, BIERMAN, HALLINAN, SHELLEY

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco November 7, 1994

Ayes: Supervisors Alioto Bierman Hallinan Leal Migden Shelley

Noes: Supervisors Conroy Hsieh Kaufman Kennedy Maher

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
54-94-13

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File No. 176-94-9 11/7/94 - Amendment of the Whole

MOTION

[Chief Probation Officer; completion of evaluation process and Ethics Commission investigation]

DIRECTING THE CLERK OF THE BOARD TO SEND A LETTER URGING THE MAYOR TO URGE THE JUVENILE PROBATION COMMISSION TO DELAY ANY ADMINISTRATIVE OR POLICY CHANGES UNTIL THE ETHICS COMMISSION HAS COMPLETED ITS INVESTIGATION AS TO WHETHER VIOLATIONS OF THE BROWN ACT AND/OR SUNSHINE ORDINANCE HAVE OCCURRED WITH REGARD TO THE COMMISSION'S CONSIDERATION OF THE STATUS OF THE CHIEF PROBATION OFFICER AND THE COMMISSION HAS COMPLETED ITS OWN EVALUATION PROCESS, AND THE JUVENILE PROBATION COMMISSION COMPLETES THE STUDY OF AND CONDUCTS A HEARING ON THE RECOMMENDATIONS OF THE JUVENILE JUSTICE TASK FORCE; FURTHER DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO ASCERTAIN OPINIONS FROM JUDGES OF THE JUVENILE COURTS AS TO WHETHER THEY WOULD LIKE TO HAVE INPUT BEFORE ADMINISTRATIVE OR POLICY CHANGES ARE MADE AT THE YOUTH GUIDANCE CENTER (YGC); FURTHER DIRECTING THE CLERK OF THE BOARD OF SUPERVISORS TO REQUEST THAT THE CIVIL SERVICE COMMISSION DEVELOP A PLAN FOR RECRUITING AND RETAINING JUVENILE PROBATION OFFICERS SO THEY MORE APPROPRIATELY REFLECT THE JUVENILE POPULATION ON PROBATION AND AT THE YGC.

WHEREAS, The Economic Vitality and Social Policy Committee, consisting of Supervisors Willie B. Kennedy (Chair), Barbara Kaufman (Vice-Chair) and Annemarie Conroy (Member) voted unanimously on July 12, 1994 to inquire as to whether the Juvenile Probation Commission might delay its consideration of the employment status of the Chief Probation Officer until the investigations by the Sunshine Ordinance Task Force and the Ethics Commission are concluded (File 214-94-6); and

WHEREAS, The Ethics Commission has not yet completed its investigation; and

WHEREAS, Significant portions of the community believe that an injustice would occur were Chief Probation Officer Fred Jordan fired; and

SUPERVISORS HALLINAN, ALIOTO, KENNEDY, SHELLEY, MIGDEN AND BIERMAN

BOARD OF SUPERVISORS

WHEREAS, The National Council on Crime and Delinquency reported on "The Over-Representation of Minority Youth in California Juvenile Justice Systems," which found that San Francisco needed to establish coordinated community-based delivery of educational, welfare, probation, health, and mental health services to high risk minority youth; and

WHEREAS, Fred Jordan has stated his support for initiatives such as constitutional curfews, highly regimented and highly disciplined "Boot Camps," and a 1996 Bond Proposal Task Force; and

WHEREAS, The Mayor's Task Force on Juvenile Justice supports "continued emphasis" on developing community-based interventions as alternatives to the county's reliance on "institutional placement;" and

WHEREAS, On February 8, 1994, the San Francisco Grand Jury, convened to investigate San Francisco's Juvenile Probation Department, recommended a prevention approach to juvenile delinquency problems involving a coordinated delivery of services to youthful offenders that would augment current practices; and

WHEREAS, The Coalition for Juvenile Justice's Peer Review by officials from Tennessee, Georgia, and Philadelphia, Pennsylvania concluded that Fred Jordan's leadership at the YGC has been "consistent with the best practices in the field nationally;" and

WHEREAS, The aforementioned review concluded that YGC's physical layout and dilapidated structures are "a supervision nightmare" for any mananager no matter how competent; and

SUPERVISORS HALLINAN, ALIOTO, KENNEDY, SHELLEY, MIGDEN, BIERMAN

BOARD OF SUPERVISORS

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WHEREAS, The San Francisco Sunshine Ordinance Task Force concluded that "[i]t is clear [to the Sunshine Ordinance Task Force] that the Commission on more than one occasion attempted to hold meetings in violation of the Brown Act and the Sunshine Ordinance;" and

WHEREAS, The Juvenile Justice Task Force, which was created by Mayor Frank Jordan, has submitted recommendations to the Juvenile Probation Commission; and

WHEREAS, The recommendations of the Juvenile Justice Task Force have, just recently, been forwarded to the Program Committee by the Juvenile Probation Commission; and

WHEREAS, These recommendations of the Task Force reflect and are consistent with the findings of numerous reports, which indicate that a great deal of resources will have to be committed to the Department and YGC to bring about needed changes; and

WHEREAS, These recommendations are to be the mandate of the Chief Probation Officer, who has not had the opportunity to act on and is still acting under the current mandate; and

WHEREAS, Action by the Juvenile Probation Commission either to affect the tenure of Fred Jordan or to make changes in the policy and/or administration of the YGC should be deferred until the Juvenile Probation Commission has received and considered the Juvenile Justice Task Force's recommendations, which are pending for a hearing or consideration in the Program Committee of the Juvenile Probation Commission; now, therefore be it

SUPERVISORS HALLINAN, ALIOTO, KENNEDY, SHELLEY, MIGDEN AND BIERMAN

MOVED, That the Clerk of the Board is directed to send a letter urging the Mayor to urge the Juvenile Probation Commission to delay its consideration of the employment status of the Chief Probation Officer until the investigation by the Ethics Commission is concluded, the Juvenile Probation Commission completes its own evaluation process, and the Juvenile Probation Commission completes the study of and conducts a hearing on the recommendations of the Juvenile Justice Task Force; and

FURTHER MOVED, That the Clerk of the Board is directed to ascertain opinions from judges of the Juvenile Courts as to whether they would like to have input before any administrative or policy changes are made at the YGC; and

FURTHER MOVED, That the Clerk of the Board is directed to request that the Human Resources Commission develop a plan for recruiting and retaining Juvenile Probation Officers so they more appropriately reflect the juvenile population on probation and at the YGC.

SUPERVISORS HALLINAN, ALIOTO, KENNEDY, SHELLEY, MIGDEN AND BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco November 7, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman
Kennedy Leal Maher Migden Shelley

I hereby certify that the foregoing motion
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
176-94-9

File No. 165-94-13

MOTION

[Newspaper Strike Budget Analysis]

DIRECTING THE BOARD OF SUPERVISORS' BUDGET ANALYST TO CONDUCT A FINANCIAL ANALYSIS OF THE INCREASED COSTS TO THE CITY AS A RESULT OF THE NEWSPAPER STRIKE.

IT IS HEREBY MOVED, That the Board of Supervisors's Budget Analyst be and is hereby directed to conduct an analysis of the costs to various departments and commissions, including the police department, incurred by the city as a result of the newspaper strike.

///

SUPERVISOR KEVIN SHELLEY , Hallinan, Bierman

///

BOARD OF SUPERVISORS

///

Adopted - Board of Supervisors, San Francisco November 14, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy

Absent: Supervisors Conroy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
165-94-13

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File 58-94-19

MOTION

APPROVING FINAL MAP OF PORTOLA PLACE, UNIT I, BEING A RESUBDIVISION BLOCK 5417, LOTS 9 AND 36; BLOCK 5422A, LOT 2, BLOCK ~~5248A~~ 5428A LOTS 2, 3, 4, 5, AND 9, A 232 LOT PLANNED UNIT DEVELOPMENT, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of Portola Place, Unit I, Being a Resubdivision of Assessor's Block 5417, Lots 9 and 36; Block 5422A, Lot 2, Block ~~5248A~~ 5428A, Lots 2, 3, 4, 5, and 9, San Francisco, California", comprising 6 sheets, approved the 2nd day of November, 1994 by Department of Public Works Order No.167,852, be and the same is hereby approved and adopted as the official map of "Portola Place, Unit I."

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated September 30, 1992 that the project intended by the map is consistent with the Master Plan and the Eight Priority Policies of City Planning Code Section 101.1 per City Planning Commission Motion No. 13402; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco November 14, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy

Absent: Supervisors Conroy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No.
58-94-19

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File No. 30-94-1.22

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisors Alioto, Leal, Bierman, Shelley, Migden
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco November 14, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy

Absent: Supervisors Conroy Leal Maher Migden Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
30-94-1.22

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FILE NO. 37-94-7.1

MOTION

[Zoning Appeal]
APPROVING DECISION OF THE CITY PLANNING COMMISSION BY ITS MOTION NO. 13748, APPROVING CONDITIONAL USE APPLICATION NO. 92.723EC, OF PROPERTY LOCATED AT 45 FARALLONES STREET, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the decision of the City Planning Commission by its Motion No. 13748, dated August 25, 1994, approving Conditional Use Application No. 93.723C, for conditional use authorization to establish a residential care facility within a former church rectory under Section 209.3(c) of the Planning Code in an RH-1 (House, One-Family) District in a 40-X Height and Bulk District of property located at:

45 Farallones Street, south side, between San Jose and Plymouth Avenues; Lot 53 in Assessor's Block 7108.

be and the same is approved.

1675j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco November 14, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Maher Shelley

Noes: Supervisor Conroy

Absent: Supervisors Leal Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
37-94-7.1

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File No. 37-94-7.3

M O T I O N

[Findings]
DIRECTING THE CLERK OF THE BOARD TO PREPARE FINDINGS RELATING TO PROPOSED CONDITIONAL USE APPLICATION NO. 93.723C OF PROPERTY LOCATED AT 45 FARALLONES STREET, FOR ACTION BY THE BOARD AT ITS NEXT MEETING.

IT IS HEREBY MOVED, That the Clerk of the Board be and he is hereby directed to prepare findings relating to proposed Conditional Use Application No. 93.723C of property located at 45 Farallones Street, for action by the Board at its next meeting.

1675j

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco November 14, 1994

Ayes: Supervisors Alioto Bierman Conroy Hallinan Hsieh Kaufman Kennedy Maher Shelley

Absent: Supervisors Leal Migden

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
37-94-7.3

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FILE NO. 37-94-7.4

MOTION

[Findings]

ADOPTING FINDINGS RELATED TO THE APPEAL OF THE CITY PLANNING COMMISSION'S APPROVAL OF CONDITIONAL USE APPLICATION NO. 93.723C, WHICH AUTHORIZED THE ESTABLISHMENT OF A RESIDENTIAL CARE FACILITY WITHIN A FORMER CHURCH RECTORY UNDER SECTION 209.3(c) OF THE PLANNING CODE IN AN RH-1 (HOUSE, ONE-FAMILY) DISTRICT IN A 40-X HEIGHT AND BULK DISTRICT OF PROPERTY LOCATED AT 45 FARALLONES STREET, SOUTH SIDE, BETWEEN SAN JOSE AND PLYMOUTH AVENUES (LOT 53 IN ASSESSOR'S BLOCK 7108).

The appellant Oceanview Neighborhood Association, through their representative Max Chenier, filed a timely appeal on September 26, 1994, protesting the approval by the City Planning Commission of an application for a conditional use authorization which authorizes the establishment of a residential care facility within a former church rectory under Section 209.3(c) of the Planning Code in an RH-1 (House, One-Family) District in a 40-X Height and Bulk District of property located at 45 Farallones Street, south side, between San Jose and Plymouth Avenues (Lot 53 in Assessor's Block 7108).

The public hearing on said appeal was scheduled for October 31, 1994, and on that date the Board of Supervisors conducted a duly noticed hearing on the appeal from the approval of the conditional use authorization, and continued to November 14, 1994, further consideration of the appeal. At its regular meeting of November 14, 1994, the Board of Supervisors completed its

consideration of this appeal.

In reviewing the appeal of the approval of the conditional use authorization, this Board reviewed and considered the written record before the Board and all of the public comments made in support of and opposed to the appeal.

NOW, THEREFORE, BE IT MOVED, That the Board of Supervisors of the City and County of San Francisco hereby adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission in its Motion No. 13748, dated August 25, 1994; and, be it

FURTHER MOVED, That the Board of Supervisors specifically adopts as its own and incorporates by reference herein as though fully set forth the findings made by the Planning Commission in its Motion No. 13748, dated August 25, 1994, that the proposed conversion complies with the Master Plan and the Priority Policies of Planning Code Section 101.1.; and, be it

FURTHER MOVED, That this Board, after carefully balancing the competing public and private interests, hereby denies the appeal of the decision of the City Planning Commission and approves the granting of Conditional Use Application No. 93.723C as approved by the City Planning Commission in its Motion No. 13748, dated August 25, 1994, including the conditions imposed by the Planning Commission, which authorizes the establishment of a residential care facility within a former church rectory under Section 209.3(c) of

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the Planning Code in an RH-1 (House, One-Family) District in a 40-X Height and Bulk District of property located at 45 Farallones Street, south side, between San Jose and Plymouth Avenues (Lot 53 in Assessor's Block 7108).

Adopted - Board of Supervisors, San Francisco November 21, 1994

Ayes: Supervisors Alioto Bierman Hsieh Kennedy Maher Migden

Absent: Supervisors Conroy Hallinan Kaufman Leal Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
37-94-7.4

FILE NO. 58-94-18 MOTION

APPROVING FINAL MAP OF 18TH AND ARKANSAS STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 5 IN ASSESSOR'S BLOCK 4034, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 18th and Arkansas Street, A Condominium Project, Being a Resubdivision of Lot 5, Portion of Assessor's Block No. 4034", comprising 11 sheets, approved the 12th day of October, 1994 by Department of Public Works Order No. 167,431, be and the same is hereby approved and adopted as the official map of 18th and Arkansas Street, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated June 16, 1993 that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

Adopted - Board of Supervisors, San Francisco November 21, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Kennedy Migden

Absent: Supervisors Conroy Leal Maher Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
58-94-18

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File No. 30-94-1. 23

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisors Alioto, Leal, Bierman, Shelley, Migden
BOARD OF SUPERVISORS
0157b

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Adopted - Board of Supervisors, San Francisco December 5, 1994

Ayes: Supervisors Hallinan Hsieh Kaufman Kennedy Leal Maher Migden

Absent: Supervisors Alioto Bierman Conroy Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
30-94-1.23

File No. 30-94-1.24

MOTION

CONCURRING IN THE DETERMINATION OF THE MAYOR FOR THE CONTINUED NEED FOR THE DECLARATION OF EMERGENCY IN CONNECTION WITH THE NEEDLE EXCHANGE PROGRAM.

WHEREAS, On March 15, 1993, the Mayor declared a local emergency to exist in connection with the AIDS epidemic and the high rate of HIV infection among injection drug users and the corresponding high rate of transmission of the disease; and

WHEREAS, The Mayor directed the Department of Public Health to take immediate steps to implement a needle exchange program in order to prevent the further spread of HIV infection; and

WHEREAS, The Board of Supervisors adopted a resolution concurring in the declaration of emergency and in the Mayor's directive to the Department of Public Health; and

WHEREAS, Government Code Section 8630 requires the Board of Supervisors to review the need for continuing the local emergency at least every 14 days; and

WHEREAS, The Mayor has determined that the conditions that gave rise to the need for the declaration of emergency still exist and that the need for the declaration of emergency continues; now, therefore, be it

MOVED, That the Board hereby concurs in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Supervisors Alioto, Leal, Bierman, Shelley, Migden
BOARD OF SUPERVISORS
0157b

Adopted - Board of Supervisors, San Francisco December 19, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Leal Maher Migden

Absent: Supervisors Conroy Kennedy Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
30-94-1.24

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FILE NO. 58-94-20

MOTION

APPROVING FINAL MAP OF 2100 NORTH POINT STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 3 IN ASSESSOR'S BLOCK 920, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 2100 North Point Street, A Condominium Project, Being a Resubdivision of Lot 3, Portion of Assessor's Block No. 920", comprising 4 sheets, approved the 23rd day of November, 1994 by Department of Public Works Order No. 167,843, be and the same is hereby approved and adopted as the official map of "2100 North Point Street, a Condominium Project."

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated November 19, 1991 that the project intended by the map is consistent with the Master Plan and the Eight Priority Policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 19, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Leal Maher Migden

Absent: Supervisors Conroy Kennedy Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
58-94-20

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FILE NO. 58-94-21

MOTION

APPROVING FINAL MAP OF 462 7TH AVENUE, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 25 IN ASSESSOR'S BLOCK 1538, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 462 7th Avenue, A Condominium Project, Being a Resubdivision of Lot 25, Portion of Assessor's Block No. 1538", comprising 4 sheets, approved the 18th day of November, 1994 by Department of Public Works Order No. 167,819, be and the same is hereby approved and adopted as the official map of 462 7th Avenue, a condominium project.

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated February 16, 1994 that the project intended by the map is consistent with the eight priority policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 19, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Leal Maher Migden

Absent: Supervisors Conroy Kennedy Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
58-94-21

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FILE NO. 58-94-22

MOTION

APPROVING FINAL MAP OF 1150 DOLORES STREET, A CONDOMINIUM PROJECT, BEING A RESUBDIVISION OF LOT 1 IN ASSESSOR'S BLOCK 6535, AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

MOVED, That the certain map entitled "Map of 1150 Dolores Street, A Condominium Project, Being a Resubdivision of Lot 1, Portion of Assessor's Block No. 6535", comprising 3 sheets, approved the 23rd day of November, 1994 by Department of Public Works Order No.167,842, be and the same is hereby approved and adopted as the official map of "1150 Dolores Street, a Condominium Project."

FURTHER MOVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the City Planning Commission, by its letter dated March 18, 1994 that the project intended by the map is consistent with the Master Plan and the Eight Priority Policies of City Planning Code Section 101.1; and, be it

FURTHER MOVED, That approval of this map is also contingent upon compliance by the subdivider with all applicable provisions of the Subdivision Code of the City and County of San Francisco and amendments thereto.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 19, 1994

Ayes: Supervisors Alioto Bierman Hallinan Hsieh Kaufman Leal Maher Migden

Absent: Supervisors Conroy Kennedy Shelley

I hereby certify that the foregoing motion was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
58-94-22

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